

1 PRESIDIO RESTORATION ADVISORY BOARD MEETING

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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16 TUESDAY, JANUARY 13, 2009

17 OFFICER'S CLUB, BUILDING 50

18 PRESIDIO, SAN FRANCISCO, CALIFORNIA
19
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23

24 Reported by: MARK I. BRICKMAN, CSR, RPR
25 License No. 5527

1 ATTENDEES

2 RAB Members:

3 Doug Kern, Facilitator

Mark Youngkin (Absent)

4 Eileen Fanelli

Brian Ullensvang

5 Bob Boggs

Agnes Farres

6 Peter O'Hara

Jan Blum

7 Julie Cheever

Julian Hultgren

8 Gloria Gee

Sara Segal

9 Sam Berman

Jan Monaghan

10 John Budroe

Michelle Passero

11 Edward Callanan

Barbara Newton

12 Toni Kramer

Kevin Whilden

13 Special Guest:

14 Terri Thomas

15

16 BE IT REMEMBERED that, pursuant to Notice of
17 the Meeting, and on January 13, 2009, at the Officer's
18 Club, Building 50, Presidio of San Francisco, California,
19 before me, MARK I. BRICKMAN, CSR No. 5527, State of
20 California, there commenced a RAB meeting under the
21 provisions of the Presidio Trust.

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AGENDA

	Page
1) Welcome and Introductions - Doug Kern	4
2) Agenda Discussion and Approval	4
3) Announcements and Old Business	4
A. RAP3 - Construction Update	4
B. Summit Meeting rescheduled	7
4) Committee Business	
Next Planning committee meeting January 27th	12
5) Reports & Discussions	
A. RAP4 - LF 8 & 10 Ongoing Discussion	15
6) Regulatory Agency Status Updates/Inputs	
A. Robert Boggs, California DTSC -	32
B. Agnes Farres, California RWQCB -	26
7) New Business	
A. RAP5 - Sites, Planning Activities & Schedule	42
B. New Committee Meeting location	55
8) Review of Action Items	55
9) Agenda Items for Upcoming Meetings	57
10) Adjournment	57

1 FACILITATOR KERN: Happy New Year, everyone.
2 Welcome to the Presidio Restoration Advisory Board meeting
3 for January 2009. I hope everybody is well and not
4 catching colds in these nice warm days out there.

5 Does everyone have an agenda? Are there any
6 comments or additions, suggestions?

7 Moving on to item number 3, then,
8 announcements and old business.

9 Are there any announcements?

10 Moving right along, we have to go to item 3A.

11 Are there any last little bits of RAP3 to
12 talk about?

13 MS. FANELLI: The field work is all
14 completed, and as far as I know, they're doing punch list
15 items, if they're even doing those.

16 I believe almost all of the material that's
17 supposed to be out is out at this point.

18 The only last item was the RAP including
19 grabbing water samples at different sites. That happened.
20 I don't think we have the data back yet.

21 We'll likely talk about that at some project
22 status meeting in the future.

23 Other than the field work, then we are moving
24 ahead with completing the construction -- documenting the
25 construction, and our plan will be to ask for closure on

1 all of the sites that do not require any additional
2 groundwater monitoring.

3 I believe there's only one site, and that's
4 the Nike site where there's ongoing groundwater monitoring,
5 and that was all the protocol or the plan.

6 FACILITATOR KERN: Any questions on RAP3?
7 Sam.

8 MR. BERMAN: Was the water sample that you
9 talked about at the Nike facility?

10 MS. FANELLI: No. There were some grab
11 samples, and Brian, you can help me get them right. One
12 was at the building where the PCB transformers were stored.

13 MR. ULLENSVANG: 680.

14 MS. FANELLI: One was at the cold storage
15 area. And can you help me with the third? I think there
16 was one at 1167 oddly enough. Yeah. 1167.

17 MR. BERMAN: Were these already analyzed?

18 MS. FANELLI: They were just collected.
19 They're grab hydropunches, so they're not regular wells,
20 and they have been collected. I don't have any of the data
21 results back yet.

22 MR. BERMAN: Thank you.

23 FACILITATOR KERN: I may be a little bit
24 remiss. We have another -- a guest or perhaps a regular
25 attendee. I'm not sure. We should introduce ourselves --

1 most of you know Terri, but it might be good to introduce
2 ourselves.

3 I'm Doug.

4 MR. O'HARA: I'm Peter O'Hara.

5 MS. THOMAS: I'm Terri Thomas. I'm in
6 charge of the Natural Resources Management Program for the
7 Presidio.

8 MR. BERMAN: Sam Berman.

9 MR. WHILDEN: Hi, Terri. Kevin Whilden.

10 MS. PASSERO: Michelle Passero.

11 MS. GEE: Gloria Gee.

12 MS. MONAGHAN: Jan Monaghan.

13 MS. KRAMER: Toni Kramer.

14 MS. SEGAL: Sara Segal.

15 MS. BLUM: Jan Blum.

16 MS. NEWTON: Barbara Newton.

17 MR. HULTGREN: Julian Hultgren.

18 MS. FARRES: Agnes Farres with the Water
19 Board.

20 MR. ULLENSVANG: Brian Ullensvang, Park
21 Service.

22 FACILITATOR KERN: And that's --

23 MS. CHEEVER: Julie Cheever.

24 FACILITATOR KERN: Very good. Thanks for
25 that. Welcome to the meeting.

1 Item number 3B, the rescheduling of the
2 Summit meeting. Just want to check in on dates for when
3 that might be rescheduled. I think that's --

4 MS. FANELLI: I believe it's been sent out,
5 and if you didn't get that notice, then that's an issue
6 where I need to go check the e-mail.

7 FACILITATOR KERN: I may have gotten it.

8 MS. FANELLI: It's been rescheduled for
9 February 10. It's been one month since the last one, and I
10 forget where it is. I think it's here at the -- right
11 where we're sitting now.

12 MR. HULTGREN: I have a question.

13 FACILITATOR KERN: Julian, please.

14 MR. HULTGREN: Why was it rescheduled I
15 guess is my question?

16 MS. FANELLI: It was rescheduled --
17 originally -- this was my understanding from talking with
18 DTSC, and conversations that I had with DTSC and Agnes on
19 the phone and Brian -- that the original meeting had been
20 scheduled to follow the close of the public comment period.

21 The original public comment period was
22 closing on December 23rd.

23 Comment period got extended, so it got
24 extended to the 17th, and so we were in a public comment
25 period, and it seemed prudent to take that meeting and move

1 it then beyond the public comment period. That was the
2 primary reason.

3 FACILITATOR KERN: All right.

4 MR. BERMAN: Doug, do we have any work to do
5 on the agenda of that meeting?

6 FACILITATOR KERN: Yeah. It seems like
7 we'll be able to check in, then, on the agenda.

8 MS. FANELLI: Yeah. The agenda has not been
9 drafted or re-sent out for that meeting, and I imagine that
10 we will do that as we normally do. We share an agenda, we
11 work through it and we try to get it out to attendees at
12 least the Thursday before the Tuesday meeting.

13 So we have until that first week in February
14 to work through that, generally.

15 MR. WHILDEN: What's the purpose of the
16 meeting? Can you fill me in?

17 MS. FANELLI: These meetings were ongoing
18 before I arrived here at the Trust. I think I arrived for
19 maybe the third or fourth, or it had been going on for a
20 while.

21 FACILITATOR KERN: Maybe. I think June 2006
22 is when we had our first one. They've kind of been
23 quarterly since then.

24 MS. FANELLI: And so I would defer to Doug
25 and Brian to describe why they were originally established

1 and set up.

2 My perception as to how they have been is to
3 inform senior management to make sure that resources are
4 available from all the different agencies to act and to
5 move remediation over and to vet any concerns as a group.

6 FACILITATOR KERN: Yeah. I would say that
7 RAP3 had been languishing. There were issues around the
8 budget.

9 Through discussions that the RAB initially
10 had with the Trust, we sent a letter regarding the budget
11 and several things with Craig Cooper at the time, Craig
12 Middleton, Jeff Deis and out of that meeting came the idea
13 for a Summit meeting where all the parties and senior
14 management would get together.

15 The RAB actually crafted a resolution that
16 promoted the idea of scheduling such a Summit meeting, and
17 there was quite a bit of preliminary work prior to that
18 first meeting.

19 So it was about a six-month effort from
20 meeting originally with the Trust, working with all the
21 parties, getting everybody talking about what should we
22 even talk about, because there were a lot of issues, and
23 then bringing all the parties together in June of 2006, and
24 that meeting, because of all the work that was done, it
25 came off pretty well, and it was immediately decided to

1 have another one in three months.

2 Basically there was a lot of progress made on
3 the schedule, moving things up, and that's my recollection.

4 Brian, did you have anything?

5 MR. ULLENSVANG: No. That's about it.

6 MR. WHILDEN: So the RAB has helped start
7 that initial process in the beginning.

8 Do you think the RAB still has a role in the
9 future Summit meeting?

10 FACILITATOR KERN: I believe the RAB -- and
11 at those initial meetings, we were helpful in facilitating,
12 getting all the parties together.

13 We may provide a different role down the
14 road, but I think we can provide early public input at
15 these meetings.

16 Yeah, I would say an ongoing role for the RAB
17 at these meetings.

18 MR. BERMAN: I think there -- there have
19 been minutes of these meetings, and I do believe they're on
20 the Trust website.

21 FACILITATOR KERN: That's right.

22 MR. BERMAN: So you could look at those and
23 they're pretty good minutes, as I remember.

24 FACILITATOR KERN: Yeah. Genevieve from the
25 Trust and --

1 MS. FANELLI: Laura.

2 FACILITATOR KERN: -- Laura Katz from the
3 Park Service typically draft those minutes.

4 They typically send them out for everybody's
5 comment and they send them out to the larger group.

6 MR. WHILDEN: I think I'm more concerned
7 about the agenda for this meeting that's going forward.

8 How important is the RAB's input on getting
9 the RAB's input so the meeting's effective, would you say?

10 FACILITATOR KERN: Well, I think we're going
11 to make a stab at it coming up here pretty soon. The best
12 way that we can have an impact on the agenda particularly
13 is if there are issues that the entire group sees would be
14 important to be on that agenda, and my feeling is those
15 would generally be acceptable to be on the agenda,
16 typically.

17 MS. FANELLI: My -- my personal feeling is
18 that the agendas have all been collaborative efforts up to
19 this point in time, and I don't see why there would be a
20 change in that.

21 The last RAB meeting -- and Sara attended
22 that with Doug, and it was -- primarily addressed a lot of
23 the concerns or it was designed to vet issues around the
24 cemetery, which were clearly discussed in our minutes.

25 So my sense is that the RAB has all

1 participated.

2 FACILITATOR KERN: Well, February 10th is
3 out there, and we'll have an opportunity to discuss it. It
4 will be an e-mail and at our next --

5 MR. WHILDEN: Right.

6 FACILITATOR KERN: -- committee meeting.

7 Any other thoughts on that item?

8 Committee business. We had no committee
9 meeting in December. It makes it quick. I hope everybody
10 had a great holiday season while you were missing the non-
11 scheduled meeting.

12 MS. FANELLI: Can I make a request or offer?

13 I have in the interim since the last planning
14 meeting looked at changing the alarm system on building 67.
15 I was successful in doing that so that.

16 We could accommodate the planning meeting at
17 building 67, and I would like to request that we hold it
18 there. Only because it makes it a lot easier on me
19 personally.

20 We could hold it downstairs around the table
21 and there's whiteboards and there's actually our library
22 and information there, so it does make schlepping materials
23 to the extent that there are materials that we have that
24 you might want to review -- it makes them handy.

25 So I put that out there if you would consider

1 moving it to building 67. We don't have alarm issues
2 anymore in that building.

3 MS. CHEEVER: Could you explain where
4 building 67 is?

5 MS. FANELLI: Building 67 is walkable from
6 here. It's right off the YMCA. It's on Martinez Street,
7 and there's parking right next to the building, as well.

8 FACILITATOR KERN: Sort of directly across
9 and uphill from the Lover's Lane Bridge, just to the north
10 of that. We all know where that is.

11 MS. FANELLI: We have a coffee maker and a
12 refrigerator. We have other amenities, you know, in the
13 building.

14 So I request that you guys consider that.

15 FACILITATOR KERN: Do you want to get back
16 to me or decide tonight?

17 MS. SEGAL: Yes. Decide tonight.

18 MS. KRAMER: Let's decide.

19 FACILITATOR KERN: Let me put it this way:
20 Does anybody have any strong objections to moving where the
21 meeting's going to be? It's only been that we've gone
22 there for the last fifteen years. You'll have to reprogram
23 yourself strongly to show up there, bang on the door, throw
24 rocks at the window.

25 MS. FANELLI: We'll unlock the bottom door.

1 It also gives me a higher level of comfort, because the
2 building is secure. When we're inside, it's secured. We
3 can secure it, so people can't wander in, whereas we don't
4 have that luxury at 1750.

5 I'm always concerned about intruders. We're
6 on the second floor and the building is virtually unlocked.

7 Here the door they would come in is the
8 door -- the area where we'll be sitting in. So it will be
9 fine from that standpoint.

10 MR. BERMAN: Is building 67 the building
11 where somebody came in and swiped the computer a couple
12 years ago?

13 MS. FANELLI: The building has always been
14 very secure. The building next to ours is the Telecon
15 Building. Our building is very secure.

16 It took me a while through working through
17 the system to modify the alarm, so it clicks on later on
18 those days where it would click on later so we wouldn't
19 have to deal with that issue.

20 It has motion sensors and the whole nine
21 yards. That's why I haven't proposed using it before.

22 MR. BERMAN: Well, I would propose if
23 there's no objection that you send out an announcement to
24 everybody with a little map on it indicating where building
25 67 is. So they'll know and need to be reminded.

1 It adds power to the message that it's not over in
2 1750; there's a map included.

3 MS. FANELLI: And truthfully if you're
4 unhappy and it doesn't work out, we can reverse, but if you
5 would give it a try.

6 FACILITATOR KERN: There's one notable -- at
7 least one notable person who's not here, Mark, who runs the
8 meetings. So let's all try to make sure he knows where it
9 is.

10 MR. BERMAN: Tell him there's a full service
11 bar in 67.

12 FACILITATOR KERN: All right. Then without
13 objection, our planning meeting will be at building 67.

14 MS. FANELLI: Thank you.

15 FACILITATOR KERN: All right. Moving on to
16 item number 5, RAP4, landfill 8 and 10.

17 Is there anything we haven't said? Any --
18 any news from your side of the --

19 MS. FANELLI: Not in terms of the RAP.
20 Since -- we're still in the public comment period.

21 We've received some comments, some that may
22 not be RAP oriented. They were tree oriented, and I know
23 Julie heard some of those comments last night since we were
24 both at a Public Health Services sort of neighborhood
25 meeting that happens on a regular basis, and as you know,

1 we've removed several trees before bird nesting season, and
2 we have received a significant number of comments on that.

3 I don't consider them RAP comments because we
4 removed the trees per the Vegetation Management Plan which
5 was processed through NEPA a long time ago during a
6 separate process.

7 So we -- we haven't made any changes, because
8 we're waiting for the -- obviously all the comments to come
9 in, and then the burden will be on us in the next couple of
10 weeks to respond to those comments.

11 We are still making slow -- slower progress
12 than maybe we had hoped, but not inappropriate on some of
13 the design issues. We've been looking at the basic design.

14 I know Doug has received what we call our
15 sixty percent document, things that we're trying to deal
16 with are the -- from a design and implementation
17 standpoint, there's four main things that we've been
18 working on. Not that have been vetted or reviewed by
19 stakeholders yet completely.

20 One is the Remedial Action Workplan which has
21 not been reviewed or issued to stakeholders to review.
22 We do have design plans to specs, but they're focusing
23 mainly on basic rating.

24 We are not yet flushed out to include a lot
25 of the vegetation issues, although internally the Trust is

1 working with the Park Service on several of those issues
2 for landfill 8, discussing them so that they can be
3 reflected in design documents.

4 A document that has not been issued for
5 review yet, either is what we call the engineering report,
6 and it's basically all the calculations and engineering
7 analysis that support the plans and specifications, and in
8 this case, the main issue is the -- the seismic stability
9 grading.

10 So these would be the engineered stamped
11 calculations, et cetera, that support those design changes.

12 So plans one, specs at the other, the
13 engineer's design basis and then the work plan. They're
14 sort of started, but they're not flushed out already for
15 prime time, and they likely won't be until the close of the
16 comment period, which is appropriate until we respond to
17 comments.

18 So that's all I have unless there's specific
19 questions.

20 MS. CHEEVER: As I mentioned to Eileen as we
21 were walking out, there's plans to put 2,000 willows on the
22 slope of landfill 10, which sounds very nice, but that's
23 not in these documents yet, is it?

24 MS. FANELLI: No.

25 MS. CHEEVER: Where will that be? Is that a

1 little bit out of our area?

2 MS. FANELLI: The revegetation plan will be
3 in the plans and specifications.

4 MS. CHEEVER: I see.

5 MS. FANELLI: And how they're implemented
6 will be -- it's not a construction element. It will be
7 reflected in the work plan, and I said I was going to say
8 originally Lew Stringer had identified up to 2,000 willows
9 in this one particular area of landfill 10, and there's
10 also thousands of other plants that are actually being
11 propagated that are scheduled for planting, too.

12 The detail of how and where they get planted
13 is not worked out yet, and so you don't have that detail.

14 When we have it, of course, we present it --
15 happy to present it to the RAB at the appropriate time.

16 FACILITATOR KERN: I have sort of an ongoing
17 concern. I don't know if you have the answer. It's one of
18 the ones I know that we talked about when we first started
19 this process sometime back was the idea of the slope kind
20 of being opened to the environment that is kind of
21 currently raised, and this sediment transport to Lobos
22 Creek, are there any thoughts about how that's going to be
23 prevented?

24 MS. FANELLI: Erosion control is a major
25 element, and actually there's been a lot of discussion

1 again between the design engineer, which is a company
2 called H.T. Harvey & Associates, working directly with the
3 natural resource people, both the Park Services and ours,
4 as to different erosion materials and fabrics given how
5 they work based on how they plan to plant the slope, what
6 type of plants.

7 They've also been talking about irrigation,
8 that the plan does include temporary irrigation to try to
9 jumpstart the plants.

10 So they've been talking about what that
11 irrigation looks like. It depends on how they plant the
12 slope, but they've been making internal progress on that.

13 And I think when we get through some of those
14 basic issues and make sure that the technical experts have
15 worked through it, then there's -- then there's a framework
16 or a plan to present that we know is going to work or at
17 least has the blessings at the staff level that they think
18 it's going to work, and then they can continue to work
19 through the details in the particular areas.

20 FACILITATOR KERN: I just -- I thought I
21 would bring it up, because I don't know if you're aware
22 that there are at least three projects within the
23 remediation program in the past that have been completed
24 and then we got a big rain and it made a major erosional
25 washout.

1 It happened at fill site 6-A. You might
2 check into what happened about that.

3 MS. FANELLI: Mm-hmm.

4 FACILITATOR KERN: There were -- there were
5 issues at Baker Beach 1, you know, the big landslide issue,
6 and then most recently, I -- I only had the opportunity to
7 know this because when my students got invited out to the
8 Nike swale to help replant that and there's a big erosional
9 feature there that's -- that happened in a relatively light
10 rain.

11 So I just wanted to bring those to your
12 attention because it caused some major issues.

13 MS. FANELLI: I'm a little aware with 6-A
14 and Baker Beach 1. We've been monitoring Nike swale, so
15 I'll look into that and see what's going on. But that's
16 new information.

17 FACILITATOR KERN: Okay.

18 MS. FANELLI: Erosion's causing a problem.
19 It's a key issue. The design documents and how we plan
20 erosion, and an additional key issue is just dust control
21 in general and managing soil and piles during the
22 construction and during the vegetation clearance.

23 So we're working pretty hard up-front to
24 internally make sure -- we feel that we've got a plan
25 that's going to work -- and then share that plan and modify

1 as necessary.

2 FACILITATOR KERN: Jan.

3 MS. BLUM: I can't remember. What month
4 does construction -- what month will construction be
5 completed on landfill 10?

6 MS. FANELLI: All the construction, we're
7 trying to get a drop dead -- everything's buttoned up by
8 October 15th, 2009, and then we'll be working with Natural
9 Resources on the planting.

10 Now, because I know that they like to
11 have -- at least my experience they like to have at least
12 one dose of rain. They like a little bit of moisture when
13 they plant.

14 So there's a little bit of flexibility in
15 that timing, but we would really -- I would like to be
16 buttoned up and out of the site by October 15th. Meaning
17 the plan is in and all the emotion features are there.

18 But I want to defer to the experts on soil
19 conditioning, if we can -- if we're not getting that from
20 mother nature, how do we mimic that with water or hoses or
21 whatever we have to do.

22 MR. BERMAN: Doug?

23 FACILITATOR KERN: Sam.

24 MR. BERMAN: Was the erosion in 6-A on new
25 soil that was added or --

1 FACILITATOR KERN: There was a lot of soil
2 put across the top of the whole site to, you know, produce
3 a new grade, and there was kind of a little mini swale that
4 was leading down to the creek from kind of around the side
5 of the redwood trees, and that eroded out to a pretty nice
6 little feature.

7 MR. BERMAN: So when soil is put on top like
8 that, it's not compacted at all? It's just dumped?

9 FACILITATOR KERN: I'm sure there was some
10 compaction. There was just a really big rain, and that was
11 a gully and it just -- it was primarily kind of a sandy
12 soil, too, that was put down.

13 MR. ULLENSVANG: It was compacted.

14 MR. BERMAN: Pardon?

15 MR. ULLENSVANG: It was compacted. So the
16 completion report has all the compaction data, but it
17 eroded.

18 MR. BOGGS: I think when they do compaction,
19 just to add a little engineering, there's different levels
20 of compaction.

21 Like he said, it's in the report. I don't
22 remember what the exact levels were. I did see there was
23 considerable erosion, but I know they don't want to compact
24 the top as tightly, because if you compact it too tight, it
25 doesn't support vegetation.

1 So your undersupport layer like for a road,
2 they compact very tightly, but here they wanted less of a
3 standard so they can support the habitat.

4 MR. BERMAN: So you think that will just go
5 away when the vegetation begins to be more mature?

6 MS. FANELLI: This is an issue that we are
7 working on with the geotechnical engineers and with the
8 restoration ecologists because we're trying to find that
9 appropriate balance between where you compact, if you have
10 to compact, and then how you get the soil placed and
11 anchored.

12 Most of the soil we place would be anchored
13 if we place it on a steep slope with some type of fabric or
14 erosion control fabric or netting, and we're working
15 through those issues now.

16 MR. BERMAN: So 6-A didn't have any
17 anchoring, then?

18 MS. FANELLI: I don't think it did.

19 FACILITATOR KERN: I don't think it did.

20 MS. FANELLI: Our design criteria right
21 now -- and I think it's reflected in the RAP -- is that if
22 we're working on steeper than a two and a half to one
23 slope, that we would do an -- anchor that soil in some form
24 or fashion.

25 There's a lot of different anchoring

1 material, and so that's what they're working through is
2 what would be the appropriate thing to place on that slope.

3 FACILITATOR KERN: It might be worth just a
4 visit out of to that Nike swale.

5 MS. FANELLI: I will visit it. We're going
6 out tomorrow.

7 FACILITATOR KERN: Any other thoughts on
8 RAP4?

9 MR. BERMAN: I must say October 15th looks
10 great if we meet that. It really looks like a nice
11 accomplishment, and I'm speaking I think for many people
12 here, we'll all be clapping our hands for October 15th if
13 we make it.

14 MS. FANELLI: Thank you.

15 I won't lie to you. I'm a little worried
16 about schedule right now. We're working through it and I'm
17 asking the engineers to work backwards with that end date
18 in mind to see what we need to do, and we have some
19 flexibility in how we phase construction, but I'm not too
20 worried that we're not going to make it.

21 There's no panic at this point, but we need
22 to get all of our other front end issues, our design issues
23 and our options out to bid.

24 We're working on the schedule now, and I
25 should be able to give you a better report on schedule at

1 the next meeting, which actually happens to be right after
2 the summer.

3 FACILITATOR KERN: I note that the comment
4 period ends this Saturday.

5 How will that be handled exactly? Does that
6 mean next Monday or that Saturday or how do you want to
7 deal with it being on a Saturday?

8 MR. BOGGS: Generally my agency is
9 postmarked by that date. There are some post offices that
10 are open on Saturdays.

11 Generally speaking, if there's additional
12 comments a day or two later, we don't turn them down. It's
13 in the interest of the project and the interest of
14 everything.

15 If it comes in a week later, probably not,
16 but we don't immediately just say, "Okay. If you didn't
17 get it to the post office for some reason on Saturday, your
18 comment's not valid."

19 FACILITATOR KERN: Okay. Thanks, Bob.

20 Moving on --

21 MR. BERMAN: Just one thing about the
22 comments.

23 FACILITATOR KERN: Yeah.

24 MR. BERMAN: Have there been any comments so
25 far that you've looked at that might cause a conniption?

1 MS. FANELLI: You know, I think it's just
2 premature for me to respond, to be perfectly honest. I'm
3 not actually collecting all of them. I get them. The ones
4 I get, I forward on.

5 Genevieve and Richard from DTSC has been
6 collecting them right now, and when we get them all,
7 we'll -- it's just premature. We'll be looking at them.

8 FACILITATOR KERN: Item number 6, any
9 comments from Bob or Agnes about things going on for you?

10 MS. FARRES: Well, we're continuing to make
11 progress with the petroleum program, and I've generally
12 issue one or two closure letters a month since last August,
13 and I issued another closure letter today for sixteen more
14 tanks. So --

15 MS. FANELLI: We were very happy to receive
16 it. Thank you.

17 MS. FARRES: You're welcome. There's many
18 more to come.

19 FACILITATOR KERN: Peter.

20 MR. O'HARA: I'm just following up on our
21 last meeting. Bob had brought up the -- a comment about
22 Mountain Lake and where that was going, and at that
23 particular time, I believe you said that there was dialogue
24 between the parties, and I'm wondering if that dialogue
25 continues and if there is any resolution on the horizon.

1 MR. BOGGS: Actually, Eileen's probably in a
2 better position to answer some of that than I am.

3 My contact what I mentioned at the last
4 meeting had to do with Caltrans coming to my office on a
5 couple of occasions with their consultants discussing
6 different issues on their side on Mountain Lake.

7 Part of that from my understanding is they
8 would do a letter or response to the Trust and the
9 Department of Justice regarding something.

10 So they were actively looking at information,
11 et cetera to come back. I think -- they're almost to the
12 point of having money on the table. They're big dollars
13 and they're nowhere anywhere close to each other at this
14 point what Caltrans wants to pay versus what's being asked
15 for.

16 So it was a lot of issues around that.

17 So all I know -- and again, it's from what
18 I've picked up in discussions with Caltrans -- is that they
19 will do a letter -- to prepare a letter in response to the
20 Trust and the Department of the Army, and I'm not sure who
21 all the parties were to the letter, but that was the
22 purpose of their meeting.

23 MS. FANELLI: I can add that indeed there
24 have been ongoing settlement discussions and letters have
25 been exchanged. I cannot disclose any content of the

1 letters.

2 I can tell you that the tolling agreement
3 with Caltrans ends on the 30th and there has been no
4 progress or motion to change that tolling agreement.

5 So if there is not a settlement, then there's
6 likely going to be a filing, but we're very close to the
7 end of the tolling period. So if there's not progress,
8 then it looks like there's going to be a filing.

9 The Trust is -- has filed against Zurich on
10 Mountain Lake, and so those -- again, I can't disclose the
11 content of that discussion, but we are in an active lawsuit
12 at this point with Zurich.

13 FACILITATOR KERN: Jan.

14 MS. BLUM: Can you explain what a tolling
15 agreement is?

16 MS. FANELLI: I think of tolling agreement
17 as a stay. It's just an agreement to stop the clock and to
18 talk.

19 MS. BLUM: Okay.

20 MS. FANELLI: So that you preserve your
21 statutory deadlines to file or sue, and the discussions
22 during the tolling period are held in confidence and
23 they're not allowed to be dredged up, I guess, when you go
24 into your lawsuit. You kind of start from a clean slate to
25 the extent you can.

1 FACILITATOR KERN: I have a question maybe
2 clarifying for a comment that we might include in our RAP4
3 comments with respect to the Mountain Lake overflow pipe.

4 Can you tell us, without disclosing -- which
5 I'm sure you won't, but can you tell us whether that's
6 connected to the RAP particularly or --

7 MS. FANELLI: It's an element -- it's an
8 element of the lawsuit most definitely, and it's part of
9 the discussion.

10 The RAP indicates maintenance repairs to the
11 pipeline, and so that's included in the RAP, but the -- the
12 details of that right now are also included in the
13 discussions with Caltrans.

14 FACILITATOR KERN: Okay. Jan.

15 MS. BLUM: This has been such a long
16 process, but I seem to recollect that when you were talking
17 about how much it would cost to clean up Mountain Lake, we
18 didn't really know. There was a range.

19 So without revealing any secrets, how in the
20 world would you ask Zurich for cleanup money? I mean, how
21 do you skate around that?

22 If you don't really know what the plan is,
23 how do you know how much money to ask for?

24 MS. FANELLI: We have a good --

25 MS. BLUM: Or is that a secret?

1 MS. FANELLI: We have a good idea from
2 engineering estimates, conservative estimates on what's the
3 higher end.

4 It's a risk analysis, basically. We use our
5 engineering capability to get our best handle on what the
6 costs might be. We estimate what the potential risks might
7 be and all of those go into the settlement discussions.

8 MS. BLUM: As a tactic, would you ask for
9 maybe 25 or 35 percent or even fifty percent more than you
10 think it's going to cost in lieu of rising costs? Is that
11 part of the negotiation process?

12 MS. FANELLI: You know, I have to tell you
13 that Caltrans has a lot more engineers on staff than the
14 Trust has in terms of doing engineering cost estimates,
15 since they're a transportation agency.

16 So I can't really reveal the strategy, and
17 we're in a tolling agreement still. So, I mean, we have
18 talked numbers. We're -- we are not in alignment, as Bob
19 alluded to at this point.

20 MS. BLUM: I'll ask my what-if questions as
21 we go down the road.

22 FACILITATOR KERN: Sam.

23 MR. BERMAN: Is there any sense for Zurich
24 to be a participant in the lawsuit? In a sense, they stand
25 possibly to lose on this, and this was almost a point where

1 Zurich could be an ally of a sort.

2 So it's a curious thought that came to me
3 when you're actually talking about Zurich's involved in
4 this -- involvement in this.

5 So I'm just wondering, could they be a
6 partner?

7 MS. FANELLI: That's not how it is right
8 now. We have two different contracts. We have an
9 insurance policy, a contract with Zurich. We have other
10 agreements with Caltrans, and so basically we're talking
11 about our agreements with each other, and they don't really
12 interact in terms of there is no agreement between Caltrans
13 and Zurich. There is no relationship there.

14 MR. BERMAN: Well, there's no relationship,
15 but the outcome of the lawsuit could affect Zurich.

16 MS. NEWTON: But why would Zurich take any
17 action until any claims made and won by the Presidio were
18 won? They have no reason to do anything until they become
19 responsible.

20 MR. BERMAN: In this new year, logic may not
21 prevail.

22 MS. PASSERO: I was thinking it might be a
23 collateral interest in some way.

24 MS. NEWTON: I would think so.

25 MR. BOGGS: It could be insurance companies

1 fighting on both fronts, because truth is, the more the
2 Trust is able to extract from Caltrans as part of this
3 lawsuit, the less that the insurance company would be
4 liable for on the other hand.

5 MR. BERMAN: Yeah. That's the reason why
6 they might want to participate if it was to their
7 advantage, you know. But --

8 FACILITATOR KERN: Well, very good. Well, I
9 guess at the end of this month, you'll know something more.

10 MS. FANELLI: Oh, I can at least tell you
11 we've filed with Caltrans.

12 FACILITATOR KERN: I guess that would
13 actually become quite public information at that point.

14 MS. FANELLI: You know, I'm not an attorney
15 and I don't imagine during a lawsuit a lot of it is. It
16 would be all privileged information.

17 Even a lot of the technical discussion might
18 be privileged depending on how it goes, but I'm sure
19 they'll tell me what is public information and what is not.

20 FACILITATOR KERN: Bob, did you have
21 anything from your shop?

22 MR. BOGGS: Um --

23 FACILITATOR KERN: You still have a job?

24 MR. BOGGS: I still have a job. I will
25 likely be going on furlough two days a moment. There's no

1 guarantee I'll get a paycheck in two months. I might get
2 an IOU, but -- yeah. It's all politics that I'm not even
3 remotely worried about.

4 My agency as a whole is generally considered
5 pretty safe at this point in time because there's taxes on
6 hazardous waste generation and disposal; there's permitting
7 fees. There's what we call VCAs, voluntary cleanup
8 agreements.

9 My time's paid for by the Trust. Other sites
10 that are cleaned up, the responsible party's required to
11 pay for engineering oversight.

12 So generally my agency's almost an end zero
13 on the state economy, so they don't really look towards us
14 when they need to make cuts.

15 That being said, our agency's going --
16 undergoing drastic changes and there's lots of people that
17 are very upset about it, but the agency is going from a
18 much more traditional pyramid type structure to a much
19 flatter team structure.

20 In fact, it's holding up a couple things
21 right now because things are having to go through team
22 review. Basically they've created a Peninsula team,
23 Hunters Point, Presidio, a couple other sites. A couple
24 private sites, basically sites they expect to show progress
25 and show success as being part of the teams.

1 So basically they've said okay. Here's your
2 opportunity to be on this team, so then in the process of
3 that, they said well, the Presidio will be on the team
4 whether you want to be on the team or not, so they've
5 decided which sites will be on the team, and then everybody
6 can go with their sites or not.

7 I'm planning on staying with the Presidio.

8 So the -- a number of these things are kind
9 of getting some review.

10 There's a few additional things that are kind
11 of coming up on the back burner. Fill site 6-A as you
12 brought up, there's some things to finish up there.

13 We're working on some issues within my agency
14 having to do with the land use of what we call the LUCMRR.
15 Issues with Mountain Lake.

16 I can talk to you about what I know because
17 I'm part of a public agency. I haven't been part of a
18 tolling agreement or anything like that.

19 A lot of the information I don't know because
20 it isn't shared with me, as well, but I do know Caltrans is
21 looking at -- they requested actually if it were possible
22 for my agency to essentially assign responsibility in this
23 case, which we've declined. We can't and we don't do that
24 on a legal basis.

25 We're more likely under CERCLA law to name

1 all the parties and then the parties need to work out their
2 own responsibility. We don't name someone solely
3 responsible. That's basically what they call a deep pocket
4 law.

5 And also pursuant to that, there -- you know,
6 they're looking to us to decide how responsibilities for
7 different portions of the contamination at Mountain Lake
8 might be divvied up, and again, that's not really something
9 my agency does or that sort of thing.

10 So that's probably why we're not part of the
11 whole legal process, as well, but I have made my files
12 available to them and they have talked about them.

13 They've also looked at whether they could do
14 the cleanup under our purview, kind of like they've done at
15 Doyle Drive, completely separate from the Trust, which has
16 other difficulties, as well.

17 They also proposed an alternative cleanup
18 method than what's being proposed in the cost method.
19 We're not proposing it, but saying what if we wanted to
20 basically dewater the lake and then basically excavate the
21 sediments.

22 It's not a live lake at this point.
23 Dredging's a very dirty, difficult ugly water business to
24 deal with, especially at something like Mountain Lake.

25 So again, it's something that -- if that

1 alternative were put through a feasibility process, of
2 course we'd want to have it consider all the pluses and
3 minuses.

4 So it left them with a lot of information.
5 They've obviously got people thinking about what could be
6 done there, thinking about what portion is their
7 responsibility and what is not and then now hopefully the
8 lawyers can work out really where that level is and what
9 the best way of working that out.

10 I guess the other -- only other thing is yes,
11 we're getting comments in on the RAP. We're also looking
12 at the sixty percent design and looking at the construction
13 completion report for the Baker Beach sites.

14 For the Baker Beach sites, we've already told
15 verbally to the Trust that we're not going to sign off on
16 the construction complete until after the rainy season to
17 see how the landslide holds up after one year.

18 And that's about it from my side.

19 FACILITATOR KERN: Well, this Mountain Lake
20 thing has been a huge issue for us for many years, so I
21 want to express our appreciation for the work that all of
22 you are doing on behalf of that resource to get that
23 cleaned up. We appreciate it very much, and I wish you
24 luck.

25 Julian.

1 MR. HULTGREN: I have a question for Bob.

2 FACILITATOR KERN: Please.

3 MR. HULTGREN: Let's see now. As I
4 understand it, there are negotiations between the Trust and
5 the -- and Caltrans.

6 MR. BOGGS: Mm-hmm.

7 MR. HULTGREN: My question really is: If
8 there's a settlement there or if it has to go to litigation
9 and there's a judgment that does not satisfy our full
10 claim, do we then have a right to look to Zurich?

11 MR. BOGGS: That part of the legality I'm
12 not sure about and I'm not qualified to really even say.

13 MR. HULTGREN: Okay.

14 MR. BOGGS: Since it sounds like they have a
15 lawsuit against Zurich, that is potentially the case, and
16 you might know more and might not be able to disclose
17 anymore, but I know very little about that as far as --
18 again, my jurisdiction stops at making sure the lake gets
19 clean.

20 Who pays for it and how they share it is not
21 as much of a concern as is it clean enough.

22 MR. HULTGREN: The reason -- the real reason
23 I was asking, I think you said that Zurich is not a party
24 to the negotiations or whatever.

25 MR. BOGGS: I -- I think Eileen said that.

1 MS. FANELLI: Not with Caltrans. They are
2 not, no. Zurich does not talk to Caltrans.

3 MR. BOGGS: What I --

4 MR. HULTGREN: They talk to the Trust.

5 MS. FANELLI: Oh, yeah. Zurich talks to the
6 Trust.

7 MR. HULTGREN: If there is any settlement of
8 significance, it has to be approved by Zurich?

9 MS. FANELLI: No, it does not. Not
10 necessarily.

11 MR. HULTGREN: Can't they come back and say,
12 "You gave it away for nothing and we don't have a
13 liability"?

14 MS. FANELLI: No.

15 MR. HULTGREN: No?

16 MS. FANELLI: But I'm not the legal counsel
17 and I don't opine on those kinds of details in our
18 policies, but we have very good attorneys working on it, so
19 it's -- they're balancing all of those competing concerns
20 and risks to the extent that they exist.

21 MR. BERMAN: That's why I thought that there
22 was some advantage for Zurich to be a party to the lawsuit
23 so that they would be in there before they belch.

24 MR. HULTGREN: I suspect that there's some
25 arrangement that -- between the attorneys with Zurich,

1 perhaps, that they will be -- somehow want to go sign off
2 on any kind of solution, but I don't know.

3 I just think the attorneys must be aware of
4 something like that, must be thinking about it.

5 FACILITATOR KERN: Gloria.

6 MS. GEE: Since Eileen mentioned about the
7 attorneys, is it -- can you tell us like how are they
8 compensate -- are they outside attorneys?

9 MS. FANELLI: The Trust. The Trust has
10 in-house counsel.

11 MS. GEE: Okay.

12 MS. FANELLI: And then we are represented by
13 the Department of Justice when we file suit as a federal
14 agency.

15 I don't know who Zurich's counsel is. They
16 have in-house counsel and I don't know actually if they
17 have any outside counsel working on this.

18 MS. GEE: Even the in-house counsel, I
19 mean --

20 MS. FANELLI: They're Trust salaried
21 employees.

22 MS. GEE: They wouldn't have to incur
23 additional costs that have to be passed around somewhere or
24 -- I was just wondering.

25 MS. FANELLI: The attorney's costs to the

1 Trust are not affecting the Army budget at all, if that's
2 the question. They are not.

3 MS. GEE: Thank you.

4 FACILITATOR KERN: John.

5 MR. BUDROE: Just out of curiosity, is it
6 public knowledge yet where the Trust is suing Zurich? If a
7 lawsuit has been filed, that's public record to some
8 degree.

9 MS. FANELLI: I don't have a copy of the
10 complaint, to be honest here. It's seven pages long. It
11 has to do with our contractual agreement and differences in
12 interpretation of their responsibilities per the insurance
13 agreement that we have signed with them. That's the basis
14 of the disagreement.

15 MR. BUDROE: Is that something that can be
16 brought back to a future meeting? Because that's kind of
17 an important piece of information for the RAB to know
18 what --

19 MS. FANELLI: Well --

20 MR. BUDROE: Where exactly -- where Zurich
21 is contractually.

22 MS. FANELLI: I can't bring you the
23 complaint. I'm sure that that's privileged information.

24 MR. BUDROE: If it's been filed with Federal
25 Court?

1 MS. FANELLI: It's been filed through our
2 Department of Justice. I can ask and see what I can tell
3 you, but I doubt I can bring you the complaint.

4 But I can tell you that it's over their
5 contractual obligations to pay our claims and read through
6 the lines.

7 If I'm suing them about their contractual
8 agreement, they're not obviously telling me they're going
9 to pay my claim, so we have a disagreement about the
10 claim --

11 MR. BUDROE: Right.

12 MS. FANELLI: -- at Mountain Lake.

13 MR. BUDROE: Where I'm going to with that,
14 this is a document that -- I could go down to Federal
15 District Court and get a copy of this myself, so there
16 wouldn't be any reason why the Trust couldn't --

17 MS. FANELLI: If that's the case, then I
18 would imagine it's public information. I'll have to check.
19 I'll ask Andrea what can be disclosed and what can't.

20 MS. PASSERO: Just one clarifying question.
21 The issue with Zurich, though, is bigger than Mountain
22 Lake? It's much broader.

23 MS. FANELLI: It encompasses Mountain Lake
24 and one other site, small site, but it's an interpretation
25 of the contract, yeah.

1 MR. BERMAN: You remember we tried to get
2 the details of the agreement through the -- through the
3 Freedom of Information Act and we tried and struggled for
4 quite a long time and failed to do that and we lost a RAB
5 member who got very ticked off about it.

6 MS. PASSERO: I remember that.

7 MS. BLUM: Oh, yeah.

8 FACILITATOR KERN: All right. Let us move
9 on. Thank you for those comments.

10 Eileen, do you have under new business
11 anything you can tell us or might share with us about RAP5?

12 MS. FANELLI: Sure. RAP5, we are in the
13 planning stages. We have an internal stakeholder review
14 draft, which you have a copy of, of the work plan for fill
15 site 1, landfill 2 area.

16 Our plan -- so maybe I should back up. You
17 remember RAP5 is the two Tennessee Hollow sites and
18 includes several Baker Beach coastal sites. Baker Beach
19 1A, Merchant Road, which we're not sure is a site yet, but
20 we're going to work through on the work plan, Baker Beach 2
21 and battery frontal slopes.

22 Did I get them all right?

23 MR. ULLENSVANG: Mm-hmm.

24 MS. FANELLI: The work plan is out for
25 internal review and then we're going to finalize it and

1 submit it for DTSC for approval for fill sites 1 and 2.

2 We have gone to our internal process to
3 get -- do some vegetation clearing to allow us to do an
4 investigation, and that investigation in a nutshell is to
5 do some trenching on a grid pattern across the area of fill
6 site 1 and landfill 2 to determine the -- get a better
7 handle on the actual volume of debris and to collect
8 samples to characterize that material with the presumptive
9 remedy at this point of clean closure for those sites.

10 We hope to do that veg clearance next month
11 and at the same time do our field investigation.

12 So we're going to be talking about we need to
13 set some dates, but we're hopefully going to talk about the
14 work plan as a team.

15 You had some -- we had some schedule
16 limitations, so I need to talk to the group -- the
17 stakeholder group and find out a new time next week
18 hopefully to talk about that work plan in particular.

19 So that's where we are there.

20 Now on the Baker Beach sites, we're still
21 working on developing a veg -- there the issue of the old
22 roofing material if you remember on top of the batteries,
23 and we do want to do some visual observation of the extent
24 of that debris.

25 I think historically -- and Brian, you can

1 add to this or modify it if I don't get it right, but when
2 we did veg clearances is when a lot of this roofing
3 material that has the PAHs in it was determined, was
4 discovered, and so it was sort of a surprise.

5 Some of it was even discovered on 2-A. As
6 you did more veg clearance you saw some more debris. Not
7 necessarily roofing material, but it's hard to see what's
8 actually there with the veg.

9 So we've been working on some systemic plan
10 to remove some vegetation to do some observation, and we
11 don't want to remove too much vegetation, but we want to
12 remove enough so that we can get an idea of where the
13 roofing material is, and then from that, we would develop
14 an actual sampling plan to characterize the limits of the
15 waste, the extent of it, where the edges are and how deep
16 it is, et cetera.

17 And so that work plan would come after we do
18 the veg clearance. The veg clearance -- we're hoping to
19 get it obviously done before March 1st so we have minimal
20 or no impact on bird nesting season.

21 That's all I have on that.

22 FACILITATOR KERN: On the Merchant Road
23 site, is that the old Merchant Road alignment that's been
24 changed? For some reason, I'm not sure what Merchant Road.

25 MR. ULLENSVANG: It's the fill area between

1 Merchant Road area that was not realigned and Bowman Road
2 also called Covered Way.

3 It's a dirt trail immediately east of the
4 battery area.

5

6 MS. FANELLI: It includes sort of a larger
7 area, too, where some of the -- the drawing tested sort of
8 a big circle and it includes some of the current parking
9 area.

10 MR. ULLENSVANG: The parking lot is much of
11 it.

12 MS. FANELLI: The bridge offices, as well.

13 MR. ULLENSVANG: The temporary bridge office
14 that the bridge uses for temporary. Several years ago, the
15 Trust did an initial series of investigation trenches in
16 that area.

17 FACILITATOR KERN: So Eileen mentioned that
18 there is a report out that we're looking at where they're
19 going to investigate fill site 1 and landfill 2.

20 There be a similar investigation for these
21 other --

22 MS. FANELLI: Yes.

23 FACILITATOR KERN: -- sites?

24 MS. FANELLI: We'll begin that once we do
25 some field observation once we get the extent of the source

1 material, the roofing material.

2 I should add that when we do these trenches,
3 we're trying to be very proactive. We're going to have
4 archaeological oversight so that we can actually have a
5 good handle on whether any of this material is of
6 significance and so we can plan on how it will be handled
7 during the cleanup, and we also have a commitment from the
8 Army to do some oversight to help determine the probability
9 of unexploded ordnates so that we can again plan a little
10 bit more proactively when they're in the mass excavation
11 situation.

12 FACILITATOR KERN: Can you give us just a
13 general idea -- you mentioned the vegetation clearance --
14 how far you want to go given you don't really know how far
15 you want to go? It's kind of a chicken and egg thing
16 activity.

17 MS. FANELLI: I think actually they planned
18 it fairly well. I did not bring the map, but it went to
19 our end square process, but it showed exactly where they're
20 going to clear.

21 I know my staff, Genevieve and Ryan have
22 walked the Steve area with Peter and Mark. They've looked
23 at avoiding any sensitive habitats. We're not removing any
24 trees.

25 We're going to field fit our work as best as

1 we possibly can.

2 FACILITATOR KERN: Do you know if they based
3 that on previous samples?

4 MS. FANELLI: Oh, I'm sorry. The grid was
5 laid out based on a review of historical information. So
6 we kind of went back to square one and pulled all of the
7 data and historical maps that we could find that -- that
8 describe what might have been dumped where, and fill site 1
9 in particular, there looks like -- we know from old test
10 pits.

11 I think you were present for right behind the
12 springs and it looks like it might be the reservoir for
13 that dam structure was the natural hole for the debris.

14 But the debris doesn't seem to extend as far
15 to the east as we might have thought. There might be some
16 fill, but there isn't as much debris.

17 So we want to really confirm that and make
18 sure we have depth.

19 Landfill 2 we looked at some historical Army
20 maps that showed actual dumping. It actually showed what
21 they identified as a borrow area.

22 Usually borrow areas are where you're taking
23 material to use as daily cover if you're doing a landfill.

24 We're not quite sure what that area is or
25 what it was backfilled with. But we want to look at that

1 area, as well, to make sure there isn't any debris or
2 garbage in it.

3 We looked at area maps that included
4 topographic and aerial photos, if that makes sense.

5 FACILITATOR KERN: Just one other -- I
6 appreciate that. I was actually -- I was actually meaning
7 the Baker Beach sites --

8 MS. FANELLI: Oh.

9 FACILITATOR KERN: -- where they're going to
10 clear that vegetation.

11 I was just wondering if that was based on
12 just walking down the slope or previous data points that
13 we've already collected.

14 MS. FANELLI: It's a combination of all of
15 those. It's where we know that there's material, where we
16 know that the original source of the material was likely
17 placed, which these bunkers were in on historical earth
18 works.

19 We're really looking to clear an area where
20 we don't have a lot of analytical area to see if there's
21 roofing material and source material there.

22 We are not presuming if it's not there that
23 there's an absence of contamination. We might sample it a
24 little bit differently.

25 If we see roofing material, we'll assume that

1 we have a problem, and we'll look at depths to focus our
2 efforts to find out if it's in the depth or just the
3 surface.

4 FACILITATOR KERN: I know I'm talking about
5 this in front of everybody, but I'm just thinking out loud
6 that let's say in the extreme case, you cleared a whole
7 bunch of vegetation and there wasn't any contamination
8 there.

9 Would that be a big impact or is this an area
10 --

11 MS. FANELLI: That would be great to know,
12 because at this point, we don't know what volume of
13 material we're dealing with to do a feasibility study, and
14 we don't know where it's located.

15 So if we were going to remove material, it
16 would be good to know what we're removing. Is it a surface
17 issue, is it a depth and surface issue and how deep and
18 where is it relative to the receptors? Is it associated
19 with historical earthworks, which might have a different
20 set of issues in terms of remediation or an open trail
21 area.

22 That's what we're trying to get handled.

23 MR. ULLENSVANG: I think the answer to
24 Doug's question is that it could have a significant impact.

25 If we cleared a large area that turned out

1 not to have any contamination, it could have a significant
2 impact.

3 MS. FANELLI: We're sensitive working
4 through it so that we don't clear things and create an
5 erosion problem.

6 FACILITATOR KERN: That's what I was getting
7 at.

8 MS. FANELLI: I'm sorry.

9 FACILITATOR KERN: I'm not being clear.

10 MS. FANELLI: Yes. That's exactly the issue
11 we're looking at. We're trying not to create an erosion
12 issue so we want to do enough clearing so that we can have
13 confidence, but not create a problem.

14 MR. BOGGS: We do have a lot of information
15 from past investigations, so even just the cleanup work at
16 1A, when they were putting the trails project through there
17 and did the clearing for that, we found a lot more piles,
18 source areas for this debris.

19 So that kind of led us to believe yes, we
20 have to do additional work, because there was piles of this
21 source material that we never knew existed.

22 The other thing that we had done -- I guess
23 it was two years ago now -- is by the bunkers that are
24 covered with this asphalted material, we actually did a
25 little sampling where we stepped out one foot and then a

1 couple feet further and a few feet further and then also
2 looked at different depths.

3 So we actually found out that the stuff does
4 migrate a little bit, but not a lot. It's what you'd
5 expect from the material of what it is, a tarry material.

6 It eroded a little bit, but only a foot to
7 two feet deep right by the things, and as we got a little
8 bit away, two or three feet away from the bunkers, the
9 contamination was down near cleanup levels.

10 So we kind of expect a similar thing where we
11 expect piles of this asphaltic material on the cliff there.

12 It will probably be above it and a little bit
13 below it from the rain, but probably not too extensive.

14 So we have that information and we just have
15 that additional information that there were additional
16 piles of this stuff placed at areas further down the hill,
17 and I think a visual investigation very detailed is really
18 what's going to be needed here.

19 And then, you know, we'll also look at the
20 broader issue of a broader contamination area, but based on
21 past information, it's probably pretty local. It's
22 probably in those areas of the asphaltic material.

23 FACILITATOR KERN: Do you have any scheduled
24 milestones for RAP5?

25 MS. FANELLI: We are still trying to adhere

1 to our quarterly schedule. We -- the schedule doesn't have
2 a lot of detail like work plans coming out now, but it does
3 have us completing all of our field investigation
4 activities basically through this winter and spring, so
5 that we can have an F/S and supplemental RI report and the
6 draft RAP completed in summertime frame.

7 And then we would follow up, you know, a
8 little bit earlier than what we've been doing with RAP4, so
9 that RAP period would be in the late summer, early fall and
10 do the design documents so that we can construct and
11 implement remediation in 2010.

12 FACILITATOR KERN: Jan.

13 MS. BLUM: I know that we've just come off
14 this GGNRA big year for endangered species throughout the
15 national park, and so it's raised a lot of consciousness of
16 other things beyond birds.

17 We want to know the breeding habits of other
18 animals on the Presidio, finding out do the restoration
19 activities disturb breeding circles.

20 If we're working on multiple sites at the
21 same time, that takes away a lot of habitat, and whether
22 that's good or bad.

23 I know we're really conscientious about the
24 birds, but I want to know about the other animals.

25 MS. THOMAS: On landfill 5, that was kind of

1 our first try, and it was almost like a parking lot, and
2 all we did was birds. By the time we got to fill site 6,
3 we had a complete baseline data program that was set up by
4 some folks at Berkeley and we did do creatures before and
5 creatures after and we actually had been monitoring those
6 ever since, and the graph we have might be very interesting
7 to this committee of how -- how Andy has mainly been
8 monitoring the wildlife species through time. It's
9 very interesting. Before we did the remediation, there
10 were breeding birds. There's always more species than you
11 think there are going to be.

12 Before we did the Mountain Lake restoration,
13 I was amazed as how much birds there were. We mainly did
14 birds, but the amount of breeding birds that we have now is
15 really gone up, and we have also seen fish coming up the
16 creek and we document that and, you know, macro-
17 invertebrates that come up.

18 Actually, Doug was part of that monitoring
19 program with Berkeley, too.

20 So I think that we did a really good job on
21 fill site 6 and hopefully we'll be able to continue that
22 type of level into other -- the sensitive habitats that
23 were created.

24 MS. BLUM: Because the landfill 1 is such a
25 wonderful sort of dune, natural dune material.

1 Is there any special or endangered species
2 that is indigenous to that particular area? Is that
3 lyssengia at all?

4 MS. THOMAS: We don't have lyssengia there
5 now. The things that are there have actually been pretty
6 amazing to me that they survived that long, because there's
7 so much recreational use.

8 It's like this great big huge sandbox people
9 really like. But there have been the really nice dune,
10 colorful dune species that bloom in the spring, and we have
11 actually taken some of those species into the forest.

12 And I don't know if you recall when the first
13 forest was reforested near Julius Kahn, but there were dune
14 annuals that we seeded in there the first couple of years
15 that have bloomed really beautiful, and they were based
16 near those plant compositions near Julius Kahn.

17 MS. BLUM: It sounds like things are
18 improving habitat. Maybe there's a short-term disturbance,
19 but the long-term is positive.

20 MS. THOMAS: Well, that has been the case so
21 far. I can honestly say that that has been the case so
22 far, that these have improved it.

23 FACILITATOR KERN: Any other questions on
24 the RAP5?

25 Thanks very much.

1 MR. BERMAN: Will we get an update on the
2 sampling of when it's finished?

3 MS. FANELLI: Oh, certainly. We'll get
4 photos. We'll be back in the field and I'll be back with a
5 monthly Power Point slides.

6 So when we're doing field work, we'll bring
7 you pictures and show you what's going on.

8 FACILITATOR KERN: Do we have a financial
9 report?

10 MS. FANELLI: Next month. Let me hedge
11 that. My quarter ends and I have to have my reports out by
12 February 15th. It's been a very hectic start to the new
13 year. We have a lot of things going.

14 I will do my best to have the financial
15 report in February, but it may not be till March by the
16 time I get it all out. Sometime I'm pressed to meet that
17 April 15th date.

18 Definitely in March if I don't have it next
19 month.

20 FACILITATOR KERN: Good. Action items. I
21 have -- we have a new location for our meeting, planning
22 meeting, building 67. I need to send out a map,
23 announcement and let Mark know since he's not here and he
24 runs the meeting.

25 I picked up on a couple things Bob mentioned,

1 the fill site 6-A issues which I'm not sure what those
2 might be, but I'm curious and the LUCMRR. That's the land
3 use control master report, reference report, two R's at the
4 end.

5 So I guess we'll find out what those are.
6 Financial report.

7 MS. FANELLI: Give me March, and I'll
8 surprise you if I can do it next month.

9 FACILITATOR KERN: March. Very good.
10 Any other action items?

11 We have a comment letter that we'll get
12 sometime soon for you to look at and sign on to if you
13 wish, and you also have the option, of course, to sign on
14 to that and write your own comment letter, as well, if you
15 wish.

16 Sam.

17 MR. BERMAN: I think on the action items,
18 there's the agenda for the upcoming Summit meeting.

19 FACILITATOR KERN: Summit meeting agenda.
20 That should be at our next planning committee.

21 MR. BERMAN: Yeah.

22 FACILITATOR KERN: Very good. I would just
23 like to thank all of you for starting another year of your
24 great support of the cleanup of the Presidio. It's a lot
25 of hours.

1 It's very much appreciated by me and I'm sure
2 the rest of the staff. I think you have great input. You
3 definitely keep me in line. That's much appreciated.

4 Are there any other comments for the good of
5 the order? Without objection -- yes.

6 MS. SEGAL: The agenda for the next regular
7 meeting will be the same day as the Summit meeting so we'll
8 hear about that.

9 FACILITATOR KERN: So we'll definitely hear
10 about the Summit meeting and how the agenda worked out.

11 Without objection, meeting adjourned.

12 (The meeting concluded at 8:25 PM).

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)
3

4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full, true and
7 complete record of said matter.

8 I further certify that I am not of counsel or attorney for
9 either or any of the parties in the foregoing meeting and caption
10 named, or in any way interested in the outcome of the cause named in
11 said action.

12
13
14 IN WITNESS WHEREOF I have
15 hereunto set my hand this

16 23 day of January

17 2009.

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21
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23
24
25 MARK I. BRICKMAN CSR 5527

1 PRESIDIO RESTORATION ADVISORY BOARD MEETING
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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS
16 TUESDAY, FEBRUARY 10, 2009
17 OFFICER'S CLUB, BUILDING 50
18 PRESIDIO, SAN FRANCISCO, CALIFORNIA
19
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22
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24 Reported by: MARK I. BRICKMAN, CSR, RPR
25 License No. 5527

1 ATTENDEES
Page 1

2 RAB Members:
3 Doug Kern, Facilitator
Mark Youngkin
4 Eileen Fanelli
Brian Ullensvang
5 Bob Boggs
Agnes Farres
6 Jan Blum
Sam Berman
7 Jan Monaghan
Gloria Gee
8 John Budroe
Edward Callanan
9 John Chester
Barbara Newton
10 Toni Kramer
Kevin Whilden
11

12 --- o0o ---
13
14

15 BE IT REMEMBERED that, pursuant to Notice of
16 the Meeting, and on February 10, 2009, at the Officer's
17 Club, Building 50, Presidio of San Francisco, California,
18 before me, MARK I. BRICKMAN, CSR No. 5527, State of
19 California, there commenced a RAB meeting under the
20 provisions of the Presidio Trust.

21 --- o0o ---
22
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25

3

1 AGENDA

2		Page
3	1) Welcome and Introductions - Doug Kern	4
4	2) Agenda Discussion and Approval	4

5	3) Announcements and Old Business	4
6	4) Committee Business & Reports	
7	A. Planning Committee Report - Mark Youngkin	6
8	5) Reports & Discussions	
9	A. Landfill 10 Design Update	9
10	B. Summit Meeting Report	16
11	C. RAP4 Response to Comments	16
12	6) Regulatory Agency Status Updates/Inputs	
13	A. Robert Boggs, California DTSC - None	
14	B. Agnes Farres, california RWQCB - None	
15	7) New Business	50
16	8) Review of Action Items	50
17	9) Agenda Items for Upcoming Meetings	50
18	10) Adjournment	51
19		
20		
21		
22		
23		
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1 FACILITATOR KERN: Welcome, everyone to the
2 Presidio Restoration Advisory Board meeting for February
3 2009. Happy inauguration for those that are inclined in
4 that way.

5 Welcome to the meeting, and does everyone
6 have an agenda? Are there any changes or additions,
7 deletions? Any announcements or old business?

8 MR. BERMAN: I don't see it on the agenda,
9 but Mark did send around a very interesting e-mail. He had
10 it ABOUT the infamous Zurich insurance policy.

11 FACILITATOR KERN: Indeed.

12 MR. BERMAN: And after our struggles, I did
13 find that information good to inform the members to get
14 that information. We find it's simply released as part of
15 the case between us and Zurich.

16 It's kind of puzzling why we couldn't get the
17 information from them before, but I don't know if anyone
18 has any comments, but I thought it would be nice if
19 everyone agreed that Mark could forward his e-mail to Dave
20 Sutter who spent so much effort in trying to get that just
21 so that if he still has an interest, he might read it.

22 I doubt whether that -- I mean, the e-mail
23 says it's supposed to be still somewhat confidential, but
24 Dave -- I was here when Dave struggled for nearly six
25 months, and I think Doug must have made innumerable phone

5

1 calls to Washington to get those documents released.

2 I found it sort of a bit of a development.

3 FACILITATOR KERN: Well, my recommendation
4 is that we -- we review those documents and use them with
5 discretion, understanding the Trust is in their mediation.
6 I think it will help us understand if we study them.

7 That's my recommendation is that we review
8 them and I think the circumstances for them coming out in
9 litigation is probably not a good thing for anybody, so we
10 certainly don't want to risk anything the Trust has

11 underway in their processes.
12 So I would certainly keep them, you know,
13 under advisement. I think that's the intent of the message
14 regarding -- not that they're confidential. They're
15 clearly public documents now, but that we use them with
16 discretion.
17 With regard to Dave, he certainly was
18 passionate about this subject and believed strongly that it
19 would help us to understand it.
20 I certainly haven't had any contact with him
21 since he left the RAB, so I don't know if he would actually
22 enjoy it, but we could make contact with him.
23 Anyway --
24 MR. YOUNGKIN: He certainly would have an
25 interest. He never responded before when we sent him the

6

1 commendation.
2 FACILITATOR KERN: Right.
3 MR. YOUNGKIN: I expected him to respond,
4 but --
5 FACILITATOR KERN: Any other announcements?
6 To the committee business, planning committee
7 report.
8 MR. YOUNGKIN: We had our committee meeting
9 on January -- January 27th, that's right. We have a new
10 meeting place in case anyone wasn't there, building 67, the
11 mediation program building and conference room downstairs.
12 We will not be meeting in building 1760 again. It has been
13 a long time.

14 FACILITATOR KERN: Fifteen years or so.
15 It's hard to imagine -- I didn't really want to go back
16 there, but it's such a habit.
17 MR. YOUNGKIN: So at the committee meeting,
18 we had a discussion of fill site 6A and the closure request
19 submitted for that. We talked a little bit about the
20 groundwater monitoring that's done.
21 There's still some sampling issues that
22 remain to be worked out on that, but those seem to be minor
23 issues.
24 We had a discussion of the LUCMRR. I wish I
25 could say what that acronym means.

7

1 MR. BOGGS: Land Use Covenant Reference
2 Report.
3 MS. FANELLI: Land Use Control.
4 MS. BLUM: What?
5 MR. BOGGS: Land Use Control Master
6 Reference Report.
7 MS. FANELLI: We call it LUCMRR.
8 MR. YOUNGKIN: That's the document that
9 keeps track of contamination that will remain in the ground
10 for perpetuity, whatever the planning document. If they're
11 going to put a trench somewhere.
12 So that document is under consideration and
13 review by DTSC and they're trying to finish that up.
14 Spent quite a bit of time on the Summit
15 meeting agenda and looked through those issues.
16 March is our next quarterly status report

17 with the Presidio Trust, and then we also talked about the
18 filing of the lawsuit with Zurich on Mountain Lake.

19 That's basically it. So our next meeting is
20 the 14th of this month in building 67. See everybody
21 there.

22 FACILITATOR KERN: Questions.

23 MS. BLUM: With regard to the quarterly
24 financial reports, you were kind enough to send me a disk
25 of the last one, but the numbers are so small -- I mean,

8

1 I'd have to -- the printing is so large.

2 Is there any way that you could print
3 strategic sheets for those that are interested in actually
4 a readout or printout rather than submitting on disk? My
5 PC is just not big enough to be able to read it.

6 MS. FANELLI: I sent electronic PDFs to the
7 RAB and I can bring a hard copy to the meeting if that will
8 work.

9 MS. BLUM: How many pages -- I can't
10 remember. How many pages was the last one?

11 MS. FANELLI: Several pages, because it has
12 several tables and the schedule attached to it. I'd say
13 all total, it's 25 pages.

14 MS. BLUM: That's a lot of pages.

15 MR. BERMAN: Get a magnifier.

16 MS. BLUM: Yeah, but it's just so hard to
17 read. Okay. I'll work it out.

18 MR. BERMAN: There's software. You blow it
19 up like a big magnifying glass.

pres2-10-09.txt
20 MS. BLUM: I do know how to blow it up.
21 It's not very successful.
22 MR. YOUNGKIN: Buy a new PC.
23 FACILITATOR KERN: There's a good
24 recommendation.
25 MS. BLUM: Thank you.

9

1 MR. YOUNGKIN: There'll be a meeting
2 afterwards to help Jan with her report and her computer.
3 MS. BLUM: And get a new PC.
4 Thank you, Mark.
5 Going on to item number 5. Our first item is
6 landfill 10 design update. So members of the RAB can
7 understand kind of where we are in the process.
8 You've probably heard the term "sixty percent
9 design," and we can give you an update of what that means
10 and what's left to go with -- with the design at landfill
11 10.
12 Would you -- those of you that are -- I can
13 start if that -- that would be good.
14 All right. So my understanding of the design
15 process is that you have -- in the Remedial Action Plan,
16 there are general descriptions of what the remedy is such
17 as a cover or excavation, and it may not get into the plans
18 of how much is dug out or where it is exactly, although
19 sometimes there are quite a bit -- there's quite a bit of
20 information.
21 There's a lot more detail in the design
22 process. So with landfill 10, the design includes the top

23 deck, all of the detailing of the parking lot, the various
24 drainage systems, and because it's kind of connected with
25 the development at Public Health Service Hospital, there

10

1 are -- there's a lot of overlap in that design process.

2 So there's elements that really aren't much
3 to do with remediation. They're more in the development,
4 but they need to be done simultaneously.

5 So we've seen drawings. I think Brian, Bob
6 have been given -- and I've been given larger drawings that
7 we could review. They have -- sometimes it's more general
8 concepts.

9 We're going to have an overlook here, and
10 there's a drawing of it. Those things at the sixty percent
11 level tend to have more changes that happen. It's kind of
12 like put this out there and more information comes in.
13 Things need to be moved around.

14 My understanding of landfill 10 design, it's
15 a little bit still in flux given that we're -- there's
16 still discussion about landfill 10.

17 That's an introduction. Any of you want to
18 add to that?

19 MS. FANELLI: There's -- I would say that on
20 the sixty percent review, we have comments back, and our
21 next step will be to do what we call ninety percents.
22 Close to final, but there's still modifications that need
23 to be done.

24 We are trying to get those done as soon as we
25 can, and the issue that's being discussed with those

1 drawings, response -- is related to the final RAP
2 acceptance, which is how do we interpret or how do we
3 describe the supplemental soil that is going to be placed
4 or will be placed on the soil.

5 So I can tell you that from the sixty
6 percent, we do have a base grading plan, if you will. We
7 have staple full configuration, and now we're talking about
8 some of the additional items that will go on top of that,
9 where we put soil, how we put soil, and mostly the plan
10 details that will go into that, as well.

11 And those are still being discussed and will
12 likely -- we will fall behind schedule. We will not issue
13 the ninety percents as we had planned in the next week or
14 so until we kind of finalize those discussions, but it is
15 my sincere hope those discussions are indeed finalized in
16 the next week or so because there will be serious schedule
17 ramifications if we go beyond that.

18 FACILITATOR KERN: Sam.

19 MR. BERMAN: Who is the contractor?

20 MS. FANELLI: The designer is SES
21 Engineering. There is no contractor selected yet.

22 MR. BERMAN: So have you had interactions
23 with them previous to this landfill 10?

24 MS. FANELLI: SES? No. I have not worked
25 with them on other designs.

1 MR. BOGGS: I've worked with their -- with
2 Mo, their lead engineer fifteen years ago for a period of
3 about five years. I actually helped train him to do
4 feasibility studies.

5 MS. NEWTON: Didn't we meet him?

6 MS. FANELLI: Yeah. He's been here.

7 MR. BOGGS: He's a known entity in my realm,
8 and the man he works with, Tariq is a structural engineer,
9 seismic structure engineer has had experience with him and
10 has respect for him. It's a good firm.

11 MS. FANELLI: I'm very pleased with the work
12 that they've done so far on our structural design.

13 MR. BOGGS: I think they've kind of
14 characterized it well. We have still some issues to work
15 out regarding the slope.

16 I'm not certain whether our next step is able
17 to go to ninety percent from where we're at, because ninety
18 percent usually is kind of like the final with the tiny
19 touches. We might not be there yet. It might take a
20 little tweaking between ninety just because there's still
21 things to be worked out.

22 We do have the base grading plan that's
23 already been worked out, so I think that's pretty well. It
24 develops the slope. It develops the seismic safety, that
25 sort of thing.

13

1 It's just the topping and how that works out
2 is going to take some work.

3 MR. BERMAN: Can you remind me again if

4 there's anything -- after you put in the topping soil,
5 whether there's going to be some kind of cover on that?

6 MS. FANELLI: Erosion control?

7 MR. BERMAN: Yeah.

8 MS. FANELLI: There's definitely several
9 different erosion control features considered and still
10 under consideration, including fabrics and on the slope,
11 anchoring on the slope, the kind of material that's placed
12 there as well as drainage features at the top, and there
13 might be some type of area not decided if it's temporary,
14 long-term or permanent. Some type of structure, as well.

15 All of those limits are still being
16 finalized.

17 I can tell you that definitely fabric on the
18 slope is a given.

19 MR. BERMAN: Is there going to be any
20 lighting at all?

21 MS. FANELLI: There will be lighting in the
22 parking lot, yes, and the lighting is being designed by the
23 Trust planning and their consultant, GNC, which is working
24 with our consultant, SES, and they are included in our
25 plans and specs.

14

1 This set of documents is a little bit
2 different. It has a whole bunch of utility type work,
3 electrical work and other elements that you don't normally
4 see in a restoration document we've done so far.

5 FACILITATOR KERN: I was at another meeting
6 today where there happened to be a discussion that was

7 related to this. Somebody mentioned the Public Health
8 Service Hospital project. There's a whole dark skies
9 initiative going on for people that are really considering
10 the lands end area and other areas in the park to be the
11 most dark sky sanctuaries for star viewing and things of
12 that nature, and they recommended that if it was still
13 possible, to consider, you know, screening and sort of
14 downward pointing lights.

15 MR. ULLENSVANG: In our comments on the
16 sixty percent, we requested that the lighting be dark sky
17 compliant, and there are different types of fixtures that
18 are proposed in the design we saw.

19 One is clearly dark sky compliant. The other
20 one the Trust says what it is, and we think that it may be
21 a name that's listed on the dark sky, but their contingent
22 is dark sky.

23 MS. FANELLI: That is our policy. So there
24 is no conflict there.

25 MR. ULLENSVANG: We also ask that the light

15

1 not flow beyond the parking lot.

2 MR. BERMAN: So there's actually been a
3 tentative lighting design with placement --

4 MR. ULLENSVANG: The sixty percent has a
5 lighting design.

6 MS. FANELLI: It's more than tentative.
7 There is a lighting design. It is more than tentative.

8 MR. BERMAN: The placement of the post and
9 things like that and supports for that lighting have all

10 been worked out?

11 MS. FANELLI: Pretty much. They might
12 change still. Because it's sixty percent.

13 That is not a remediation led issue, so we
14 don't have any comments on that. That's actually part of
15 the Trust planning on the fixtures. But they are included.

16 MR. BERMAN: One of the more difficult
17 things to undo after it's done.

18 MS. FANELLI: I'm sure that it is.

19 FACILITATOR KERN: Well, there may be
20 more -- yes, please.

21 MS. MONAGHAN: I thought we were going to
22 see the plans tonight.

23 Is it possible to bring them to the committee
24 meeting?

25 FACILITATOR KERN: It is. Of course it is,

16

1 yes. We have -- I have a copy. I didn't realize. I
2 should have brought mine. My mistake.

3 I'll make a note of that.

4 MS. MONAGHAN: Can I ask one more? Are we
5 going to have to do this as a public bid or is there a
6 pre-selected group of contractors that are --

7 MS. FANELLI: We will bid it. When I say
8 "bid it," it won't be necessarily bid to the whole world
9 advertised. It will be through our qualified vendor list.

10 MS. MONAGHAN: Yeah.

11 MS. FANELLI: But we will get competitive
12 bids.

13 MS. MONAGHAN: Okay.

14 FACILITATOR KERN: We may have more
15 questions may come up on the landfill design, 10 design as
16 we go.

17 Items 5B and C are sort of combined, so we
18 might talk about those at the same time or they might be
19 separate.

20 The Summit Meeting report. There were
21 several of us here that were at the meeting, Mark and Jan
22 and myself, Brian and Bob and Eileen, and I ask Jan if she
23 would say from her perspective what happened today and then
24 we can hear from others.

25 MS. MONAGHAN: Then you can fill in.

17

1 I had three things I thought we'd talk about,
2 and one was the -- I didn't know about was the closing
3 process for RAP3 and what that means to actually get all
4 the documentation in place and have the DTSC sign documents
5 when the project is closed.

6 That's on schedule for March presentation,
7 and the second thing I've heard today that I didn't know
8 about is that Caltrans is trying to move up the Doyle Drive
9 project because they think they're going to get some of the
10 stimulus money, and so that was kind of surprising. I was
11 surprised.

12 So -- and then the bulk of the day was talked
13 -- we talked about RAP4 and the discussion about review
14 comments, and I just thought I would read the slide.

15 We received eight oral comments and 23

16 letters from the public, and they were all grouped around
17 different topics of tree removal, landfill 10 remedy,
18 landfill 8 remedy, site investigations, soil disposal, cost
19 and construction impacts, and the construction impacts I
20 think mostly came from neighborhood groups and the
21 neighbors to the jobsite.

22 Those are the things, and landfill 10 seems
23 like there's still a lot of construction issues that
24 haven't been worked out, and landfill 8 seems like it's
25 pretty well wrapped, I'd say.

18

1 It's going to have a soil cover and it pretty
2 much the way that we've been talking about that project is
3 going to be finished.

4 Anybody agree with that?

5 FACILITATOR KERN: I agree with how you've
6 put that. I'm not sure I agree with the remedy, but that
7 is -- that is moving ahead in that direction. I hold out
8 hope some day to eventually remove it somehow.

9 MS. NEWTON: Were the construction concerns
10 of the community related to remedial action issues or were
11 they lighting and --

12 MS. MONAGHAN: There was tree removal
13 questions, and then I think people were concerned about
14 what the slope is going to look like, people that have the
15 houses across the street.

16 MS. NEWTON: Aesthetically?

17 MS. MONAGHAN: I think so. Trucks and noise
18 and construction, you know. They don't want the trucks in

19 their neighborhood.

20 MR. BOGGS: There was also -- to categorize
21 some of the comments, there was comments about the remedies
22 for both landfills 10 and 8, that they generally preferred
23 like the removal alternative.

24 There was comments about the groundwater from
25 the two landfills and concerns that hadn't been a hundred

19

1 percent impressed with those landfills.

2 There was some issues regarding concern --
3 again -- erosion, I mean, on landfill 10 which also again
4 parallels with the remedy selection, and I'm sure I'm
5 missing a group of two.

6 MS. FANELLI: The majority. They really
7 clumped around those sort of five topics.

8 FACILITATOR KERN: So my understanding is
9 that there will be a document published with written
10 responses to these comments and the comments were grouped,
11 as Jan said, and then there's like a response to all
12 similar comments.

13 And that should be coming out --

14 MS. FANELLI: It will come out when I think
15 we get the RAP, the RAP language.

16 MR. BOGGS: It comes out together.

17 MS. FANELLI: I don't think there's a lot of
18 issue with the responses that have been drafted so far.
19 It's more how do we clarify any of those items in response
20 to the -- to the comments in the actual document.

21 So we're talking about some of that

22 clarification language, and then when DTSC is -- is
23 satisfied, then they will be issued.
24 I should add that the comments -- and
25 Genevieve didn't make it clear today. In addition to

20

1 summarizing the comments, our current plan is to attach
2 everybody's comments.

3 So all the comment letters from -- several
4 from you all will be attached to the actual document so
5 that people will be able to see their actual comments as
6 well as the summary.

7 FACILITATOR KERN: There was a large
8 discussion today around landfill 10. Most of the -- it's
9 kind of paralleled what we've done over the last year, ten
10 months or so. A lot of discussion around the slope area.

11 So there will be more discussion over the
12 next few days, short time period.

13 I -- I think there's a lot of room still for
14 fine negotiations and people to reach agreement. I think
15 people were still flexible, so I'm hopeful that everyone
16 will come together and come to a decision on landfill 10.

17 I'm confident that something will happen soon
18 on that. It pretty much has to.

19 Brian, Bob, any -- any other questions,
20 Agnes? Mark.

21 MR. YOUNGKIN: I took a few notes here, too.
22 Let's see. RAP3 construction was completed in December
23 2008. All of the landfill sites are finished, I guess.
24 Construction completion report is in preparation, due in

25 March 2008, and that sort of dovetails with the LUCMRR

21

1 process because some of these sites require LUCMRR.

2 MS. FANELLI: I can't remember. The RAP3s
3 have language control associated with it. The land -- the
4 LUCMRR document was actually prepared in 2004. It was very
5 timely.

6 Ryan Miya came in to help with the lead-
7 based paint hassles taken that on, and so we're actually
8 quite pleased that it's actually actively being reviewed
9 now.

10 It helps Bob get his job finalized, helps us,
11 and we had a very good meeting with DTSC on it, the
12 National Park Service.

13 There isn't any area of disagreement on that
14 document. It's really more just getting it formatted
15 right, and I'm pretty confident as long as we don't lose
16 Ryan Miya or he drops it, following up. As long as we have
17 some help there, I think we should get it put together in
18 the next several months.

19 MR. CHESTER: What is the MAR part of the
20 acronym?

21 MS. FANELLI: Land Use Control Master
22 Reference Report. I don't know who made up that name.
23 Maybe Brian or Bob knows.

24 MR. BOGGS: I think it came from --

25 MR. ULLENSVANG: Made up.

1 MR. BOGGS: Previously. It just kind of
2 came out that way. For other federal facilities, we kind
3 of use it for like closing bases, the base master plan.

4 They basically have the facility plan that
5 carries ongoing controls that they have to maintain for
6 contaminated property that would include requirements of
7 the transfers, you know.

8 It basically ensures ongoing stewardship
9 where any contamination is left in place.

10 So federal facilities, it's a little bit of a
11 mechanism than for a private site. We can attach a deed
12 for a private site. There's not a deed for a federal
13 facility. It's referring to a slightly different
14 mechanism.

15 MR. YOUNGKIN: It came out that the Park
16 Service has its own system for land use controls.

17 MR. ULLENSVANG: We use it as part of our
18 general management plan. We use it for federal facilities
19 as a master plan, and I'm sure most of you are familiar
20 with our general master plan project.

21 If not, I'm happy to fill you in and refer
22 you to our Website. We're going through that part now.

23 MR. YOUNGKIN: You're working with DTSC to
24 sort of finalize that?

25 MR. ULLENSVANG: Correct. We may be

1 different than the Trust was doing it.

2 MR. YOUNGKIN: But there are no Area 8 sites
3 that require it?

4 MR. ULLENSVANG: There are no Area 8 sites
5 in RAP3.

6 MR. YOUNGKIN: And then there was discussion
7 of the 227 USTs discovered that remain on the Presidio,
8 actually 227 underground storage tanks that came up in
9 literature research somehow that have never been located or
10 --

11 MS. FANELLI: Well, sometimes there -- I
12 can't really talk to the genesis exactly since I wasn't
13 here when it was pulled together, but this stems back to
14 the Army period and when it was transferred over.

15 Oftentimes they are duplicate tanks and
16 oftentimes there's a footnote problem translating.

17 There's things in the original research I
18 believe done by EKI working with the Army came up with is
19 this a tank or is this not a tank?

20 As opposed to making a decision at that
21 point, it kind of got clumped into a list, and so that's
22 part of the research that we have to do to determine if
23 it's there.

24 For example, we might know that we have two
25 tanks at a building, and on this list might be tanks 3 and

24

1 4. So we're not sure if they're tanks 3 and 4 or just a
2 duplicate counting of the first two tanks and there's a
3 certain amount of paperwork and other work just to cross
4 your T's and dot your I's just to make sure they're not

5 there.

6 MR. CHESTER: Is there consideration for
7 field work in identification --

8 MS. FANELLI: There has been some field work
9 done in the past on that, as well.

10 MR. CHESTER: And in the future? It's still
11 an option?

12 MS. FANELLI: If there's evidence that it's
13 really there, then we would do some additional work to
14 document whether it's there or not.

15 MR. YOUNGKIN: And there's a contingency
16 plan if you hit a tank while you're doing construction or
17 something.

18 MS. FANELLI: Right. If we run across
19 things that are in the way of construction, we handle them.

20 Usually the Army's very good in handling
21 those types of issues, tanks that are identified, because
22 they maintain some responsibility for that.

23 MR. YOUNGKIN: We also talked about building
24 207/231. Because of the stimulus money, Caltrans would
25 like to speed that up by two years. So there's some

25

1 pressure now to finalize the plans and come up with -- the
2 plans are being submitted and edited. They're trying to
3 come up with the final plan of 207/231.

4 MS. FANELLI: We're trying to figure out how
5 to actually do it given all the other work in the area. We
6 know what we have committed to doing in the cap for that
7 site and the implementation work plan, but our conundrum is

8 that there's a lot of other activities going on in the area
9 at the same time.

10 And so we're going to need to coordinate with
11 those activities, and it's been difficult -- unlike the
12 Public Health Service Hospital where we all tend to work
13 with the same organization, we can -- coordinating with
14 Caltrans is a little bit more difficult, in part, because
15 up till a few months ago, their environmental document
16 wasn't approved or certified and it is now.

17 So they actually have a project now whereas
18 they didn't have one before.

19 MS. BLUM: What are some of the other
20 projects that are going on in that area?

21 MS. FANELLI: That's the primary one, but
22 because it's in the historical area, they have some other
23 related work that they're doing.

24 For example, utility relocates in the area
25 that they're going to be starting sooner, and there's some

26

1 additional buildings that they're going to be dismantling
2 and relocating or supporting as part of that project.
3 There's historical buildings.

4 MS. BLUM: I know it was under consideration
5 at some point for the potential expansion of Crissy Marsh.
6 I was just wondering if that was part of it.

7 MS. FANELLI: That's the end land use. That
8 is the ultimate land use. That is also a consideration.
9 It's not -- it may be a construction consideration given
10 where the funding is for that.

11 That is something else that we did talk about
12 this morning, talked about work with Caltrans and sort of
13 the vision for the expansion of the marsh that needs to be
14 all overlaid and coordinated.

15 MR. YOUNGKIN: And then the rest of the
16 committee was talking about the comments on the next part.

17 FACILITATOR KERN: There was --

18 MR. YOUNGKIN: And I'll pass this around if
19 it's okay. It's the handout from the 17th.

20 FACILITATOR KERN: Sure. I can pass one the
21 other direction.

22 There was -- in addition to the -- the
23 comments that we talked about, the response to landfill 8
24 and 10, there were some additional investigations proposed.

25 For landfill 10, there's a connection to

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1 Lobos Creek, so there's going to be some investigation of
2 the -- of that creek area and groundwater surrounding
3 landfill 10. That's my understanding of it.

4 At landfill 8, there's proposed to be an
5 additional well installed to cover the control of
6 groundwater on the southwest side where there wasn't
7 control downgradient.

8 So that is a -- that's a good result from my
9 point of view.

10 MR. WHILDEN: Where is that going to be
11 installed?

12 FACILITATOR KERN: Well, if you can picture
13 landfill 8 -- and it's in these documents as it comes

14 around -- they're sort of the blob and then this little
15 panhandle off to the side.

16 Over in the southwest part, there's a lack of
17 well control, so it would be in that area yet to be
18 determined. That's where I think it would go.

19 MS. FANELLI: It's about that area, but an
20 exact location has not been selected. It will be after the
21 cap has been constructed, and it will be installed once
22 that final construction is done, and included in the post
23 monitoring program for that plan based upon what kind of
24 data.

25 MR. WHILDEN: I'm glad to hear that.

28

1 Any reason why you wouldn't decide before
2 construction? Is there issues of groundwater? Wouldn't it
3 make sense to do that first?

4 MS. FANELLI: I don't think so. We have no
5 evidence of any groundwater impacts from either of the
6 landfills.

7 MR. WHILDEN: But --

8 MS. FANELLI: I suppose that's a difference
9 of opinion. I wouldn't want to put it in beforehand, and
10 it would be in the way. It would be subject to getting
11 damaged.

12 There's a lot of work to do there and then we
13 could get it installed.

14 It could be simultaneous depending on how we
15 bid it out, but like -- normally what we like to do is
16 destroy the wells that we have to destroy before we do the

17 construction.

18 MS. CHEEVER: What remedy is there for well
19 design?

20 MR. BOGGS: That's part of the whole
21 feasibility process. There is a large amount of data --
22 it's not that we don't have wells at landfill 8. We have
23 several wells at landfill 8 that have been monitored for
24 years. There's a lot of evidence that shows it's most
25 likely not contaminated.

29

1 Doug did through his diligence find an I that
2 needed to be dotted. We have wells over at
3 gradient -- graded area 9 and didn't find water.

4 So we don't suspect that there's even a lot
5 of water that will be going there.

6 It doesn't mean that it can be channelized
7 flow, fractured flow, those kinds of things. The
8 likelihood of the major contamination going that way is
9 quite low, but it's a T that needs to be crossed, and the
10 Trust is crossing the T.

11 So that's kind of I think a good result of
12 the whole process is they are going through that.

13 There is recourse basically if we do -- this
14 is a kind that has kind of been the condition all the way
15 along. Same with landfill 10.

16 There's probably more to do with landfill 10
17 groundwater. It's closer to Lobos Creek, but similarly
18 rather than hold up the remedy for the landfill, because we
19 know it's a very, very complex hydrology around that whole

20 basin, but to put in soil remedy doesn't put -- prevent us
21 from putting in extraction wells or injection systems or
22 whatever is needed to address what contamination may be
23 there.

24 There's a lot of evidence that shows there's
25 not major contamination of groundwater.

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1 Doug pointed out in part of his comments
2 mercury levels in one of the wells. Not close to drinking
3 water standards, but we do exceed freshwater standards for
4 surface water.

5 Well, this is groundwater, but it could
6 become surface water at Lobos Creek. Still got a ways to
7 get there. We've got wells in between from -- at Lobos
8 Creek that don't show mercury, but it's enough of a concern
9 that we will follow up on that, and that's part of what's
10 been agreed to is --

11 MS. FANELLI: The Lobos Creek investigation.
12 There's a whole basin there that will be evaluated as part
13 of that.

14 MR. WILDEN: I'm glad to hear about Lobos
15 Creek.

16 MR. BOGGS: So we're not anywhere close to
17 exceeding the drinking water standard in that one well and
18 knowing that we have clean wells before that.

19 We know it exceeds the surface water
20 standards, but we're not at a high risk of exposure at this
21 point. We still have a lot of time even if it is a
22 problem. My hydrogeologists don't think it's a major

23 concern, but it's a good idea to dot our I's, and thanks to
24 Doug's comments, we'll be doing that for a couple issues to
25 be brought up.

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1 MR. WHILDEN: Great.

2 FACILITATOR KERN: Other -- yes, Sam.

3 MR. BERMAN: In reviewing the comments, were
4 there other submitted comments that had expressed similar
5 concern as to the RAB eight?

6 MS. FANELLI: They were virtually all on the
7 same topic, to be honest with you. They all asked about
8 landfill 8 removal. They talk a little bit about the
9 cemetery and they talked about erosion and cover and
10 landfill 10, but for the most part, they were very similar.

11 There were a few -- the trees in
12 particular -- some of the trees like please don't take out
13 the trees. There were a few do you really need to grade
14 the slope. They asked about the seismic question.

15 But they were -- they were pretty similar.
16 We have copies of them.

17 MR. BOGGS: The only thing that was unique
18 to a couple comments was a couple neighbors asked about
19 sand in their backwards.

20 MS. FANELLI: One of the neighbors asked
21 about surface water flow from the Public Health Service
22 Hospital area particularly into backyards and things like
23 that. One particular neighbor.

24 FACILITATOR KERN: So my -- my view is the
25 process is moving forward. There are some actual responses

1 to our comments and some of the specific technical comments
2 that are actually -- there's some work that will be done,
3 and that is appreciated, and we hope to be involved in the
4 -- excuse me. In that plan.

5 I'm particularly personally interested in --
6 in the whole protection of Lobos Creek, so something that I
7 mentioned today for consideration is my hope that the
8 investigation of Lobos Creek can be moved up so we have
9 time to actually do that prior to the whole insurance
10 policy thing, and I think that will be considered, so we'll
11 see.

12 Other questions that you might have about the
13 process today?

14 MR. BERMAN: In spite of all the comments
15 being -- suggesting that the remedy be changed to closure,
16 there seems at the present time to have little effect on
17 the plan itself.

18 FACILITATOR KERN: Well, another way to
19 answer that question is I don't know of anybody -- at least
20 that wasn't mentioned that came out and said we like the
21 cover at landfill 8 compared to removing it.

22 My -- my understanding is that it was the
23 choice of the trust to cover up, and within regulatory
24 standards, that was permitted.

25 So public comments were submitted and they

1 were -- I'm not sure I've actually read the exact -- or
2 heard what the exact response to please remove the
3 contamination at landfill 8 is, so I don't know.

4 It's effectively no, we're going to cover it,
5 but I don't know what the exact wording is. I haven't seen
6 it.

7 MR. BOGGS: I've seen it. In -- in just a
8 couple sentences, it basically summarizes that we consider
9 the alternative proposed the preferred alternative to be
10 protective of human health and the environment, but having
11 the same cover, we reduce the human health risks to
12 acceptable standards, and by having that cover, it provides
13 an ecological standard that's also protective of the
14 ecological and special status species in the area, and
15 actually the proposed cover supports expansion of
16 endangered species in the area.

17 So on those criteria, we consider that
18 alternative is protective of those things. It's acceptable
19 to our agency.

20 MS. BLUM: I'd like to ask a really basic
21 question. Do we monitor -- something like that in an
22 ecologically sensitive area behind the Public Health
23 Hospital where a lot of people will be using that for
24 recreation, there will be a lot -- in my opinion, a lot of
25 disturbance from a lot of different angles in that

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1 particular area.

2 Does the remediation department and/or the
3 Trust monitor the cap over time, and if so, what do you do

4 and how long do you do it?

5 MS. FANELLI: There will be an operation and
6 maintenance plan. It will be to maintain the cover in
7 adequate thickness and extent in perpetuity.

8 MS. BLUM: How frequently does somebody look
9 at that? Will someone look at the area?

10 MS. FANELLI: At least it will be looked at
11 on an annual basis and we'll be reporting on it on a five-
12 year basis. It will be monitored on a regular basis.

13 If it restores a native habitat, it won't
14 really have trails through it on a regular basis.

15 MS. BLUM: You never know what your luck is.

16 MS. FANELLI: People might do that, but
17 obviously it's not encouraged. It's not a playing field.
18 The idea would be to protect the species in the habitat
19 that's being constructed, and so there will be monitoring.

20 MS. BLUM: So unless we have a huge wind
21 storm or some unnatural disturbance, once a year would be
22 the monitoring pattern?

23 MS. FANELLI: It would be -- it could be
24 more frequently. There would be a formal sort of process
25 that I think would happen on a land use basis.

35

1 Our land use document, which requires an
2 annual review, and to the extent that it was necessary
3 based on our experience, we could be inspecting on a more
4 frequent basis.

5 MS. BLUM: Did you say that only lasts five
6 years?

7 MS. FANELLI: No. It lasts in perpetuity.
8 There's a five-year report that's done.

9 MS. BLUM: Oh.

10 MS. FANELLI: There's another report for
11 CERCLA for all sites where there are remaining waste
12 materials.

13 MR. BOGGS: That document, that five-year
14 review is actually what generated us taking these out at
15 landfill 10.

16 There was actually a report of decision back
17 in 1995 or '93 that said monitoring and no further action,
18 and so through this five-year review, it was determined
19 that that remedy wasn't -- was no longer adequate.

20 So as you pointed out, regulatory required a
21 formal what's called a five-year review report which will
22 be done every five years in perpetuity.

23 For a landfill that has a cover, there's an
24 operation and maintenance plan.

25 Those require more up-front. They're going

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1 to have to check it more frequently, but five years, ten
2 years down the line, those things become stable. As the
3 habitat becomes stable, you don't have to look at it as
4 frequently when you're just trying to get things developed
5 and situated.

6 MS. BLUM: But we have an opportunity to
7 actually see the physical cover. I've never seen one,
8 before it's covered with sand.

9 MS. FANELLI: See the landfill itself?

10 MS. BLUM: At landfill 8. I would just like
11 to see the cover that we're going to put over that before
12 we cover it with sand and plant on it.

13 MR. BOGGS: The sand is the cover.

14 MS. BLUM: Oh, the sand is the cover?

15 Great. Landfill 10 I'm thinking of. You're going to use
16 fabric there.

17 Aren't you using some fabric on 10?

18 MS. FANELLI: There's erosion control
19 fabric. That's the standard fabric to adhere any soils of
20 supplemental materials that we put on it. That's the
21 primary erosion control fabric. There is no other separate
22 bio barrier at this point.

23 MS. BLUM: That's the stuff you're going to
24 anchor.

25 MS. FANELLI: Soils we're going to anchor.

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1 MS. BLUM: What do you use to anchor the
2 soil with?

3 MS. FANELLI: It could be something as
4 simple as a fabric. It depends on the geotechnical fabric
5 that we're going to put.

6 Things want to go down with gravity. So
7 depending on what we finally decide is an appropriate way
8 to cover areas that would be covered, then we will design
9 that anchoring system to address that.

10 We have some constraints. One is that we
11 don't like to use non-natural materials in area A. So
12 those are some of the issues that we're still discussing.

13 But for the most part, we're hoping that we
14 can use standard juke type fabrics and natural fabrics to
15 anchor soil while plants are establishing themselves, and
16 then once the vegetation establishes itself, it tends to
17 hold the soil in place fairly well.

18 MS. BLUM: Mm-hmm.

19 FACILITATOR KERN: Any other thoughts from
20 those that were there around RAP4 comments?

21 MR. BERMAN: Were there any comments from
22 the senior managers that were present in responses to the
23 public comments? Did they voice anything at all?

24 FACILITATOR KERN: Yes. Yes. I would say
25 so. I can recall one related to what we were just talking

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1 about, and Murphy asked Brian O'Neill kind of the same
2 question that Julie asked.

3 If you find something in that well and you
4 have lessingia, an endangered plant all over landfill 8 and
5 we hypothetically have to remove the landfill, will that be
6 a problem?

7 And discussion went on for a while, but
8 effectively, I think it -- I think he said it wouldn't be a
9 problem.

10 Let's see. What other kind of things?

11 It's hard for me to want to characterize or
12 say what other people said. There was certainly discussion
13 around issues around landfill 10, the slope, and I think
14 there -- that -- a way to summarize that hopefully fairly
15 is that it was proposed that we meet again, the entire

16 group, within a week to try to resolve some of those
17 things.

18 Would that be --

19 MS. FANELLI: I think so. We're trying to
20 just make sure we all are agreeable when we use the words
21 that we use so that we can get that reflected in the
22 revised RAP that we hope will be then approved.

23 And so I do have as an action item to let
24 everybody kind of coming take it on some of the things that
25 we talked about, and then I'm going to start calling and

39

1 trying to set something up for next week.

2 MS. NEWTON: And you'll do that before all
3 these official responses to made to the comments?

4 MS. FANELLI: Yes. They would all go out
5 the same time as we got those issues worked out.

6 MR. BOGGS: There probably will not be much
7 change to the responses to comments. If any, very, very
8 minor changes, but we won't release it until the RAP's
9 final and attached as part of the RAP.

10 Although we're making it a separate document
11 to send to every one of the commenters, so that each
12 commenter gets a response, that will be finalized at the
13 same time as the RAP.

14 FACILITATOR KERN: Brian, can you think of
15 any other comments between senior management?

16 MR. ULLENSVANG: No, I can't. I think that
17 covers -- there may be some minor things.

18 MR. BOGGS: Yeah. My supervisor had a lot

19 of comments and questions and a lot of interaction with
20 everybody, but it's hard to say that he had too many
21 specific comments as much as just interacting surrounding
22 issues.

23 MR. CHESTER: I had a question on the
24 landfill 10 cover, kind of what Jan was talking about. It
25 seems to me in the laying of this fabric, the bluffs and

40

1 other area, there's been fabric laid.

2 Is that similar?

3 MS. FANELLI: Similar. Very similar.

4 MR. CHESTER: And have those sites -- are
5 they holding the soil? The places that it's already been
6 applied. They're not covering landfills, but the places
7 that this cover's been applied at the Presidio, have people
8 been able to determine that --

9 MS. FANELLI: I would say the answer to that
10 is yes.

11 MR. CHESTER: Plants are thriving? It seems
12 that that might be a good place to look.

13 MR. ULLENSVANG: We use the juke fabric in
14 the park a lot where there might be erosion to help
15 stabilize, because you can plant through it. It's really
16 essentially a -- it is a juke woven fabric, so it's
17 fairly -- it's very biodegradable.

18 MR. CHESTER: I guess when I've seen it, I'm
19 not sure it look like it's doing what it's supposed to do
20 or not. You see the fabric.

21 MR. ULLENSVANG: And it does help hold back

22 certain soil.

23 MS. FANELLI: There's lots of different
24 designs, too. Some are tighter, tighter meshed than
25 others, and so we're hopefully going to select the

41

1 appropriate -- that's why we have a specialist. The
2 appropriate type of fabric to support our end goals.

3 MR. BOGGS: I think grading is important.
4 Even with that fabric, if you've got that parking lot
5 already in a one area, you're going to create those.

6 They're aware of that. They've already
7 started looking at that in design. The question that came
8 up in the sixty percent design is they had this block way
9 that comes out of the lookout. Where does that drain?

10 That's already a matter of the source drain.
11 It's a combination of those things, and they're actually
12 looking at things you can do with the slope depending on
13 where we resolve the issues, putting in slope basins if
14 needed or not needed.

15 And so it is a good thing that -- they are
16 looking at it very closely because it's -- especially if
17 we're going to leave exposed slopes, that erosion -- even
18 though through testing will show it to be clean before we
19 allow it to remain as an exposed landfill slope, by having
20 that erosion, you could potentially erode stuff that hasn't
21 been characterized well.

22 So they've done a good job in that regard
23 just simply because of those concerns, and those are
24 concerns that Doug brought up, as well.

25 So they've been made aware that we need to

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1 take extra steps of because of where we're at.

2 MR. CHESTER: Sometimes you see that. You
3 see matted up fabric.

4 MS. FANELLI: Sometimes it's not well done.

5 MR. CHESTER: Not maintained.

6 MS. NEWTON: I've seen the slopes and the
7 planting when I come through the Arguello gate and it seems
8 to have held pretty well.

9 MS. FANELLI: It's a well used and well
10 thought out technology.

11 FACILITATOR KERN: All right. Moving ahead,
12 unless there are any other thoughts, I hope that everyone
13 here realizes how significant and important your comments
14 were in the process and much appreciated, so I think they
15 were heavily considered by everyone, and I'm very
16 appreciative of your participation.

17 Item number 6, regulatory agency. Bob or
18 Agnes, do you have any other things?

19 MR. BOGGS: I think I've already provided my
20 input.

21 MS. FARRES: No, nothing.

22 MR. BERMAN: Is there any intention of -- of
23 downsizing DTSC in any way as part of the budget condition?

24 MR. BOGGS: They don't look at us because of
25 the budgetary concerns because we weigh very, very little

1 on the general fund.

2 However, there's talk of layoffs, but we
3 don't know how they impact us.

4 Speaking to something that came up regarding
5 Ryan Miya, because our unit is -- agency's changing its
6 management structure, he's taken on being the team leader
7 for the San Francisco/Peninsula team, and he may be ending
8 up at Hunters Point, as well.

9 If he ends up doing that, he most likely
10 won't have any time for us, which is really unfortunate.

11 MS. FANELLI: He's very helpful.

12 MR. BOGGS: He's one of the brighter people
13 that we have available. The fact that we have somebody as
14 capable as him was a real coup, and the person that I have
15 available is probably not much better than every person at
16 this table.

17 MS. BLUM: That good.

18 MR. BOGGS: Well, you all know far more
19 about this site than -- he doesn't know anything about the
20 site, and I don't mean to badmouth a co-worker at all.

21 Just that he's -- I think this is an
22 important site and deserves a very strong technical
23 professional people to do the work here.

24 We've been very fortunate like with Ron and
25 people that I'm able to recruit and oversee parts of this

1 project are very good. Ryan was a real coup to get in

2 here, and unfortunately because he's good, he may not be
3 available.

4 MR. BERMAN: Was that sort of thing
5 discussed today at all?

6 MR. BOGGS: No, and I probably shouldn't
7 have said anything. It's still pretty tentative. It
8 hasn't been decided yet.

9 MS. FANELLI: What was discussed -- I can
10 put words into Dan's mouth -- there is a new team
11 arrangement at DTSC. The whole intent on DTSC's part is to
12 provide support to get us through.

13 I'm sure Bob -- he's always looking out for
14 our best interest to get the best people he can to get
15 working on our project.

16 FACILITATOR KERN: There was -- at our last
17 committee meeting, as Mark mentioned, we spent a lot of
18 time developing RAB input to the agenda, which I concluded
19 most of it near the day before, I asked her if she wouldn't
20 comment on the cash flow situation, which she did today.

21 Would you be able to talk about that briefly?

22 MS. FANELLI: Sure. I can give you some
23 more information next month when we do the quarterly
24 report. I do look at cash flow on a quarterly basis, as
25 well.

45

1 For the last question, I have completed
2 through December 30th, but we were predicting that we would
3 meet our hundred million deductible under the Zurich
4 policy. At the same time as we basically kind of ran out

5 of Army funds.

6 That's good. We don't want to run out of
7 Army funds before we hit our hundred million. So that is
8 something that I manage, too, as you probably will become
9 aware if you'd like to read the Zurich policy, and I hope
10 you enjoy that lovely reading.

11 We -- our only -- not everything we spend is
12 allowable under the policy. There's several things that
13 are not allowable, and so I try to make sure that when I'm
14 doing work, that I do the work that counts into that
15 allowable category, and that means that I'm working
16 basically on known or enumerated sites, not on unknown
17 sites.

18 So sites that have been identified since the
19 policy came into effect, I actually try not to work on till
20 the end, because what that does is it takes resources, and
21 if I'm not able to recover those either through the Army or
22 through the other instrument that we have, then it just
23 takes money away from getting to the deductible.

24 So that's one strategy to postpone those
25 things -- not postpone them. Everything is scheduled to

46

1 get done before each policy ends, but I've put them
2 into -- I don't prioritize them.

3 The other category that is not recoverable is
4 much of my department's labor. So the Trust has been very
5 good at providing funding out of its general fund for some
6 of my labor to free up Army dollars for actually allowable
7 costs.

8 So I actually try to limit and make sure that
9 I manage the budget well.

10 Those are two of the primary ways that I have
11 tried to manage those costs.

12 The other element of the cash flow that's
13 critical is making sure that we have enough money to get to
14 the hundred million deductible so that there is -- there's
15 a threshold I have to meet. It's not any cost of the known
16 sites. It has to be necessary for remediation and it has
17 to be reasonable, and so the closer we get to that, the
18 more that is questioned, and so I spend a fair amount of
19 time trying to make sure that we can always justify our
20 costs, that they are necessary and they are reasonable to
21 make sure that they're allowed.

22 So at this point, we don't see a problem, but
23 I watch it very closely and I'm doing everything I can to
24 get to the hundred million deductible before we run out of
25 any Army funds, because I would like to have a little

47

1 cushion at that point, and also that gives us some
2 operating money.

3 So that is something that I'm continuing to
4 work on.

5 FACILITATOR KERN: And you have sort of a
6 tentative projected time --

7 MS. FANELLI: Third quarter FY '11. Third
8 quarter FY '11.

9 FACILITATOR KERN: So we're working on
10 spending the money. It doesn't appear that that is going

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11 to be a problem, the spending money.

12 Thank you.

13 MS. FANELLI: Mm-hmm.

14 FACILITATOR KERN: Is there any new

15 business?

16 MR. BUDROE: Question on the Trust board

17 makeup.

18 FACILITATOR KERN: If we can answer.

19 MR. BUDROE: My understanding is that the

20 chairman's position is -- the designee, the Secretary of

21 the Interior is up.

22 FACILITATOR KERN: I don't think the

23 chairman is necessarily the secretary.

24 MR. ULLENSVANG: It happens to be.

25 FACILITATOR KERN: It happens to be.

48

1 MR. BUDROE: But that's who is the -- the

2 chair is the Interior secretary designee, so --

3 FACILITATOR KERN: Right.

4 MR. BUDROE: -- whether that's going to --

5 MS. BLUM: I think he still has a couple

6 more years to go. I don't think he's termed out.

7 MR. BUDROE: Well, that may be a serve at

8 the pleasure of the president's position and not a term

9 position.

10 Technically speaking, the Interior secretary

11 serves on the Presidio Trust board.

12 FACILITATOR KERN: Right.

13 MR. BUDROE: The Interior secretary or his

14 designee, but that's not a termed position, as I understand
15 it. That's a position that if there's a change in Interior
16 secretary, that person needs to be replaced with somebody
17 else.

18 I don't know if that came up at the Summit
19 meeting.

20 FACILITATOR KERN: It didn't come up, no.
21 There were plenty of things to talk about, but we did --
22 and we didn't even talk about Park Service director
23 appointment which people had asked for at the committee
24 meeting, but I did learn at another meeting today that the
25 only person is the secretary level person.

49

1 MS. BLUM: Salazar.

2 FACILITATOR KERN: And he doesn't have a
3 deputy or an assistant deputy. Basically none of the top
4 staff have been selected at Interior or the Park Service,
5 as I understand.

6 So -- but those are important questions. We
7 don't know the answer.

8 Jan.

9 MS. BLUM: Actually, it's old business. My
10 understanding was that the -- I'm going to call him a
11 vintner for lack of a more accurate term, who is going to
12 remediate -- I think 937 down near Crissy Field has pulled
13 out.

14 Has there been any more action on that?

15 MS. FANELLI: I don't think he's pulled out.

16 MS. BLUM: Is he still viable?

17 MS. FANELLI: The board voted to not let him
18 use the building.

19 MS. BLUM: Oh, goodness.

20 MS. FANELLI: I don't have any answers.
21 That site right now is in limbo, and it is one that I can't
22 tell you what our strategy is going to be.

23 It is part of a claim as an unknown site, so
24 if you feel that we're going to continue with that claim,
25 I don't know.

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1 I'm in no rush to move on it unless there is
2 another person to rehab the building. If we decide not to
3 renew that claim and it is considered an enumerated site.
4 There's some questions strategy-wise about that site.

5 MS. BLUM: Okay.

6 MS. FANELLI: And hopefully they'll be
7 answered in the next year or so.

8 MS. BLUM: That answered my question.

9 MS. FANELLI: I have delayed action on that
10 site.

11 MS. BLUM: That's kind of my question,
12 what's going on with the remediation.

13 FACILITATOR KERN: Other new business? Any
14 thoughts coming to mind?

15 Action items. I have bring the design
16 drawings to the next meeting.

17 Looking out for agenda items, we'll be
18 reporting on the results of the discussions, I'm sure, over
19 the next few days.

20 There is also planning beginning underway for
21 RAP5 and was discussed today very briefly for RAP6 possibly
22 accelerating those investigations, so I'm sure those will
23 be upcoming.

24 Before we close, I'd just like to thank our
25 agency representatives for the hard work that they're

51

1 doing, trying to get to resolution on this decision
2 document.

3 It's been a long day for them and now a long
4 evening, so we appreciate their time out here and their
5 work on the behalf of the Presidio.

6 And then thanks to all of you for coming out.
7 I know that we don't have a resolution for you on
8 everything yet, but people are working hard and considering
9 your comments. So thank you very much for being here
10 tonight.

11 Without objection, meeting adjourned.

12 (The meeting concluded at 8:19 PM).

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

3 I, the undersigned, hereby certify that the
4 discussion in the foregoing meeting was taken at the time
5 and place therein stated; that the foregoing is a full,
6 true and complete record of said matter.
7

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the foregoing
10 meeting and caption named, or in any way interested in
11 the outcome of the cause named in said action.
12

13 IN WITNESS WHEREOF, I have
14 hereunto set my hand this
15 _____ day of _____,
16 2009.
17 _____

18 Mark I. Brickman CSR No. 5527
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1 PRESIDIO RESTORATION ADVISORY BOARD MEETING
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ORIGINAL

15 REPORTER'S TRANSCRIPT OF PROCEEDINGS
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TUESDAY, MARCH 10, 2009

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA
24
25

Reported by: MARK I. BRICKMAN, CSR, RPR
License No. 5527

1 ATTENDEES

2 RAB Members:

3 Doug Kern, Facilitator

Mark Youngkin (Absent)

4 Eileen Fanelli

Brian Ullensvang

5 Agnes Farres

Peter O'Hara

6 Gloria Gee

Julian Hultgren

7 Sara Segal

Sam Berman

8 Jan Monaghan

John Chester

9 Barbara Newton

Toni Kramer

10
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12 ---oOo---

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14
15 BE IT REMEMBERED that, pursuant to Notice of
16 the Meeting, and on March 10, 2009, at the Officer's Club,
17 Building 50, Presidio of San Francisco, California, before
18 me, MARK I. BRICKMAN, CSR No. 5527, State of California,
19 there commenced a RAB meeting under the provisions of the
20 Presidio Trust.

21 ---oOo---

AGENDA

1		
2		Page
3	1) Welcome and Introductions - Doug Kern	4
4	2) Agenda Discussion and Approval	4
5	3) Announcements and Old Business	4
6	4) Committee Business & Reports	
7	Planning Committee Report -	4
8	5) Reports & Discussions	
9	Quarterly Status & Financial Report	
10	- Eileen Fanelli	11
11	6) Regulatory Agency Status Updates/Inputs	
12	A. Robert Boggs, California DTSC (Absent)	
13	B. Agnes Farres, California RWQCB -	69
14	7) New Business	
15	RAP5 Sites - Vegetation Removal	69
16	8) Review of Action Items	70
17	9) Agenda Items for Upcoming March 24th Meeting - None	
18	10) Adjournment	73

1 FACILITATOR KERN: I'd like to welcome
2 everyone tonight to our Restoration Advisory Board meeting
3 for March 2009. Next month, April is our sort of
4 anniversary month when we started back in 1994, so we'll be
5 beginning our 16th year. Amazing. Completing the 15th
6 year, starting the 16th year.

7 Does everyone have an agenda? Are there any
8 changes, additions? Any announcements or old business.

9 You know, one of our members, Jan is
10 recovering from foot surgery and that's why she's not here.
11 I think another one of our members, Mark is out of town
12 today. Those are the two I know about.

13 There's been a lot of sickness, I think,
14 so --

15 MS. MONAGHAN: Toni Kramer's working, so --

16 FACILITATOR KERN: The Planning Committee
17 report. I know Mark's not going to rush in now and give
18 it, so maybe those of you that were there can help me.

19 We met at the remediation offices a couple
20 weeks ago and the discussion centered around the RAP4, what
21 had happened since we last met, and what was explained to
22 us principally was that landfill 10 would have a two foot
23 cover on it.

24 That was the major difference, change in the
25 remedy, and landfill 8 was remaining as the sand cover.

1 We also I think dipped a little bit into the
2 lawsuit that was out there, talked a little bit about that,
3 and I think both of those suits have been sent to everybody
4 via e-mail.

5 Some of our RAB members have been doing good
6 detective work. We appreciate that very much.

7 Anything else from that meeting?

8 MR. BERMAN: I think in a discussion about
9 the -- the lawsuits and now the availability of the -- of
10 the insurance policy, there was a discussion about the
11 possibility of renewal --

12 FACILITATOR KERN: That's right.

13 MR. BERMAN: -- which appeared in -- in the
14 insurance documents that -- that Mark was able to get for
15 us.

16 And -- and I -- my quick reading was I didn't
17 know which of the policies the renewal actually applied to,
18 but I think it was -- I think that what it said was that
19 the Trust could request a renewal within like thirty days
20 of exploration, something like that, and I -- that's the
21 first that I'd ever heard anything like that and it's never
22 been discussed in any of our -- I mean, the insurance
23 policy's been around for ten years, and I never knew
24 anything like that, and I guess we left it in Eileen's
25 court to find out whether there was any significance to

1 that at all, because -- I mean, it's intriguing because
2 we're up against a deadline, and the whole question is if a
3 renewal is, in fact -- at all something that can be done --
4 and it's not clear from the reading of the policy whether
5 renewal continues at prorated rates or it's -- or it's a
6 renewal set by Zurich for a hundred million dollars for a
7 new policy for one month. They could be totally arbitrary
8 in their fee.

9 MS. FANELLI: I actually don't have an
10 answer for you. I talked about it a little bit with
11 Andrea, and our recollection is that we could renew, but
12 there is the set agreed upon fee for that, but I can't give
13 you a definitive answer.

14 We just had -- I haven't had time to get the
15 actual line quotation for you in the last couple weeks.

16 But I was thinking about it before I came
17 here because I knew you were going to ask me that, and I
18 should have had an answer, but I don't. But we'll get you
19 one.

20 I'm just going to shut these down while we're
21 talking.

22 FACILITATOR KERN: So we've got an action
23 item to check on the insurance policy renewal.

24 MS. FANELLI: Um.

25 MR. O'HARA: Would you expand on the

1 subject? We're talking about the hundred million dollar
2 policy and it is coming up against a termination date?

3 FACILITATOR KERN: May 2014, it expires, and
4 I think it's like May 31st or May 15th, some -- one of
5 those dates, and one of the members read -- Sam, I guess,
6 or Mark. I think they both saw that there was a
7 possibility to purchase an extension to a hundred million
8 dollar policy. So it would go some time period beyond May
9 2014.

10 MR. O'HARA: So you're just talking about an
11 extension of time --

12 MS. NEWTON: Right.

13 FACILITATOR KERN: -- to file claims?

14 MR. O'HARA: Is there a drop dead date after
15 which you could not do that?

16 FACILITATOR KERN: Apparently thirty days is
17 what was in the policy.

18 MR. O'HARA: So thirty --

19 FACILITATOR KERN: After the expiration
20 date.

21 MR. O'HARA: So this is really not an issue
22 that comes up until 2014?

23 FACILITATOR KERN: Right.

24 MR. BERMAN: It's not an issue if all the
25 terms of the renewal are completely spelled out, but if the

1 terms of renewal are vague, you'd certainly want to be
2 looking to clarify that before the thirty days.

3 MR. O'HARA: No, no, Sam. I understand
4 that. What I was concerned about just from the fact that
5 there was discussion on it is that there might be a -- a
6 requirement that you serve notice that you intend to extend
7 five years before the termination. That's what my concern
8 was.

9 MS. NEWTON: Like now?

10 MR. O'HARA: Like now, yes.

11 MR. BERMAN: Well, someone knowledgeable --
12 I mean, there must be somebody in the Trust that really
13 knows the policy well, takes it and puts it under their
14 pillow every night, memorizes it and knows what's in it.

15 MS. FANELLI: I don't think there is such a
16 thing of a renewal that you have to tell them in advance.
17 That one clause talks about renewal.

18 What it really means -- your understanding is
19 there is no preset fee for renewal.

20 We could ask for a renewal, but likely they
21 would ask us for a huge policy fee for that endeavor.

22 So I -- it is an action item that I will get
23 back to you on.

24 FACILITATOR KERN: Anything else from that
25 meeting a couple weeks ago?

1 MR. O'HARA: One further clarification. The
2 lawsuits that you were talking about, which lawsuits are
3 those?

4 FACILITATOR KERN: The latter one is the
5 Trust lawsuit against Caltrans.

6 MR. O'HARA: For non-payment.

7 FACILITATOR KERN: And it's already escaping
8 me the previous one.

9 MS. CHEEVER: It's against Zurich.

10 FACILITATOR KERN: Zurich, yeah.

11 MS. CHEEVER: For certain claims.

12 MR. BERMAN: Yeah.

13 FACILITATOR KERN: Okay.

14 MR. BERMAN: And of course because there's a
15 lawsuit with Zurich, they'll give us very favorable terms.

16 FACILITATOR KERN: Right. Jan.

17 MS. MONAGHAN: We were talking about the
18 design documents for landfill 8 and 10. I'm sorry. I
19 couldn't come to the last committee meeting, but will we be
20 able to talk about that in the next one?

21 MS. NEWTON: Were they at the last committee
22 meeting?

23 FACILITATOR KERN: Well, I did not bring
24 them, but there happened to be a set in the room.

25 MS. MONAGHAN: Okay.

1 MS. FANELLI: We flipped through the sixty
2 percents. But we just flipped through the drawings --

3 MS. MONAGHAN: Yeah.

4 MS. FANELLI: -- of the remediation
5 elements.

6 MS. MONAGHAN: Okay. So then the ninety
7 percents, that's going to be in the next month or
8 something?

9 MS. FANELLI: Hopefully sooner than a month.
10 We're working on it. I can give you an update on that.

11 MS. MONAGHAN: I'll wait. That's fine.

12 FACILITATOR KERN: Could we -- should we
13 technically put that for two weeks from tonight? Do you
14 expect it within that time?

15 MS. FANELLI: Committee meeting?

16 FACILITATOR KERN: Yeah. Planning Committee
17 meeting.

18 MS. FANELLI: We could.

19 FACILITATOR KERN: Potentially.

20 MS. FANELLI: They should be done by then.
21 I think if you'd like a presentation, I'd rather wait for
22 the group if it's a formal presentation so I could have the
23 designer available. But we could talk about it.

24 FACILITATOR KERN: Okay. We'll put
25 tentative. To be determined.

1 MR. BERMAN: I think there was one other
2 item, which was concerns of neighbors about truck movement.
3 That was discussed, and I think Eileen sort of told us that
4 very -- there was a lot of respect for the neighbors'
5 concern.

6 There was a very good plan for dealing with
7 that. Whatever the outcry was, it seemed it was well taken
8 care of. But apparently there were complaints, and I think
9 that the truck routes were changed as a result of that.

10 MS. CHEEVER: Well, to clarify, it was the
11 truck routes for what might be called the construction
12 traffic, which was not related to the remediation, right?

13 MR. BERMAN: Right.

14 MS. CHEEVER: Because the documents for the
15 remediation basically saw the trucks go via the toll plaza
16 and on either state or federal highways.

17 The problem was what I call the construction
18 traffic related to Public Health Service Hospital was not a
19 state route. I think the Trust announced then that it was
20 going to change.

21 MR. BERMAN: Right.

22 FACILITATOR KERN: Any other questions or
23 comments? All right.

24 Let's move on to item 5, the --

25 MS. FANELLI: I will -- you know, again, I

1 apologize. I actually had asked Denise -- so I'm not
2 trying to really blame Denise -- to make sure one, I could
3 log on to that computer, and she said I could, and I
4 couldn't, and this isn't working.

5 There's only about fifteen slides. A couple
6 of them are pictures. I will try to get a PDF of this so
7 that it's not too big -- because the pictures are very
8 large -- and e-mail to you. You'll see them as a PDF file.
9 Unless somebody brought in a laptop.

10 MR. CHESTER: No, I didn't. I have a new
11 I-phone, but it doesn't quite do it.

12 FACILITATOR KERN: We'll network our I-
13 phones.

14 MS. FANELLI: I'll make special
15 arrangements, and if we do do design, and then I'll have
16 Lowell come and bring the computer with the larger drawings
17 on it so that we can make it work.

18 What did I have in here? I was going to
19 cover -- I didn't bring a printout. Not only the financial
20 report, but I was going to talk about the status of -- I
21 didn't have much to say on RAP3. So it's really RAP4, RAP5
22 and RAP6, and I was going to start with the highlights, the
23 milestones for last quarter.

24 And those are listed in this document. So
25 this got e-mailed to you, I understand. This is the

1 quarterly report, and I prepare it quarterly, and it has a
2 very relatively brief ten-page summary of the program
3 status, and then it has a series of tables that have key
4 communications back and forth between the regulatory
5 agencies on the different programs.

6 It includes the set of financial data tables,
7 which I generally summarize on the screen here, and it also
8 includes an update of the schedule.

9 The milestones for last quarter I think are
10 fairly significant, and I'll just run through them.

11 We completed basically construction in
12 December on RAP3. So we are out of the field completely on
13 RAP3. All of the materials are gone.

14 The sites are restored. There's no punchlist
15 items left anymore, and we are working on the construction
16 completion report, which will also include a request for
17 closure for virtually all the sites that don't include
18 groundwater monitoring, and the only sites that does is
19 Nike, Nike swale so we have wells installed.

20 So our goal is to get that report to DTSC by
21 the end of this month, if we can. So that report is in
22 progress.

23 As you know, we completed last quarter the
24 final feasibility study and the Draft RAP and went through
25 that entire process at our public review on December 2nd,

1 that hearing, and I'll report on the status.

2 Obviously I'm sure you're aware, but the RAP
3 got signed on February 27th and a comments response
4 document was issued, and I have copies on disk for anybody
5 who would like. They're all copied if you didn't get one
6 in the mail.

7 I believe they sent one to the RAB in
8 general, and so I brought extra copies because -- because
9 it goes to all the signatories.

10 So Mark signed for the RAB, and I brought
11 copies for everybody else if you want -- want them.

12 We also submitted in December the
13 construction completion reports for Baker Beach 1 and 2A
14 and asked for closure of site 2A based on confirmation
15 samples. There's no ongoing groundwater monitoring
16 required at 2A.

17 We submitted the closure request and
18 construction completion report for commissary PX, and
19 that's with Agnes now.

20 We received several tank closures from Agnes
21 for tanks in our priority group 2 and 4, and I'm talking
22 about the period October through December. We've received
23 more since then, so we're working -- we're doing very well
24 on our tanks.

25 And DTSC approved our lead based paint in

1 soil investigation work plan, which was another milestone.
2 So it was actually quite a very busy quarter for us, and we
3 made a lot of progress on all of our programs.

4 Okay. I have extra copies. I brought a
5 few -- there's a couple of copies of these two if anybody
6 wants them. You can take them.

7 I know Jan usually asked, so I had her in
8 mind when I brought it. She's not here, but let me go
9 through the cost summaries.

10 We have the crude cost through December 31st
11 of about 88 million dollars. Our estimate at completion is
12 very close to what it was the end of fiscal year '08, and
13 that is 156 million dollars.

14 It fluctuates a little bit, primarily based
15 on Trust funded labor. We revise that number per some
16 audit findings. The Trust records and the remediation
17 records are audited on an annual basis by outside KPMG
18 and they had a finding -- it's almost administrative in my
19 mind.

20 We had escalated labor, and they required us
21 to escalate that factor. So that's the only change in our
22 estimated cost at completion. We haven't changed our
23 project cost, but he'll talk about that in a little bit.

24 In terms of overall program costs, we
25 also -- they're a little bit higher dollar value to the --

1 to the Trust or the gap that we are looking on our
2 insurance policies to fill, and that's because we reduced
3 the amount of interest that we have on the remaining funds
4 to reflect market condition, so that was another sort of
5 administrative adjustment in the plan.

6 All right. So we spent 87. We're still
7 projecting 156 million. Of that, the allowable cost to the
8 Zurich policy are approximately 64 million dollars.

9 MS. NEWTON: Of the 156 --

10 MS. FANELLI: Of the 87.

11 MS. NEWTON: Of the 87 balance?

12 MS. FANELLI: That's correct. The majority
13 of the cost incurred allowable to date. Those unallowable
14 costs reflect the original insurance policies, the fee for
15 those, and Trust labor on enumerated sites that are covered
16 in the RSL policy, the disallowed costs and other certain
17 costs that we have are disallowed.

18 MR. BERMAN: So the difference between the
19 88 and 63 is fifteen million, and is that mostly Trust
20 labor?

21 MS. FANELLI: No. It's mainly -- it's a
22 large chunk of Trust labor, but it's actually the insurance
23 policies themselves originally. We're looking at seven
24 million dollars for those, for the costs.

25 MR. BERMAN: Oh, okay.

1 FACILITATOR KERN: I think you're right,
2 Sam. It's 88 and 64. That's 24.

3 MR. BERMAN: Right. Take off seven for
4 that, and so you have about --

5 MS. FANELLI: Right. Also five million for
6 those costs are for unknown sites. So five to six million
7 dollars are spent on on the RSL policy costs. So you have
8 to factor that in, as well.

9 And I should add that to date, we have
10 recovered about 4.9 million dollars in claims to the Army
11 and to Zurich for unknown. That's cash in, unknown
12 contamination.

13 Our claims out are a few million dollars
14 higher to that, and we're working through that payment with
15 them.

16 MR. BERMAN: Can you give one more number?
17 If you take the hundred million plus the interest, plus the
18 -- whatever incoming cash came in through the back door,
19 what's the -- the -- the difference between the projected
20 cost and the total expected income?

21 MS. FANELLI: Yes. I have that as a slide.
22 I have that as a slide, too.

23 The -- the difference, if you take what our
24 estimate at completion is and we subtract out the offsets,
25 which would be the interest that we've earned and we

1 anticipate earning, cash from claims and Trust provided
2 labor, which is -- from now to completion is about 3.2
3 million dollars.

4 The net cost that we anticipate to be covered
5 by the insurance policy are about 28 million dollars
6 difference.

7 Does that make sense?

8 MS. NEWTON: 28 out of the --

9 MS. CHEEVER: 156 is not paid for.

10 MS. NEWTON: Something difference or is that
11 --

12 MS. FANELLI: Out of the 156 million.

13 MS. NEWTON: Good.

14 MR. BERMAN: So between interest -- I'm
15 trying to figure out. There's interest. There's cash in.
16 There's a hundred million. There's interest on that out to
17 the 2014. There's cash in and then is that difference then
18 27 million?

19 MS. FANELLI: Right. You have to also add
20 in offsets. So the other offset is cash in for unknown
21 sites. 156 million is our complete cost assuming
22 completion of all the enumerated sites, known sites and the
23 unknown sites.

24 Then we have some offsets, and we -- and
25 the -- that 28 million that I gave you as an offset is

1 somewhat conservative, because it's only looking at the
2 interest, most of which we've already received. We're
3 projecting very little interest between now and the end of
4 the program.

5 Actual cash in on claims, which is about that
6 4.9 million and Trust labor, which is about 3.2 million,
7 and when you take those offsets off of the costs, then
8 we're left with about 28 million dollars, and you'll see
9 that in the slide when I PDF it to you, and that's the cost
10 that the Trust position is is -- would be recoverable under
11 our two policies, so long as we're reasonable and necessary
12 for the remediation.

13 MR. BERMAN: But they have to be spent;
14 right? The 28 million has to be spent out in order to
15 recover it?

16 MS. FANELLI: Right, but it doesn't all have
17 to be spent before we get recovery. For example, on the
18 unknown sites, we've already received recovery based on the
19 claims.

20 On the RSL policy, enumerated sites, we need
21 to have actually completed the work by May of 2014, so the
22 costs need to be in, and how we do that when Zurich is
23 actually providing the cost -- the coverage for that, we're
24 working with Zurich on that process. It's not set, but
25 we've just begun discussions with them on that.

1 On the unknown claims, we get reimbursed not
2 right when we make the claim. We go through a little bit
3 of process, but we have been recovering funds as we've been
4 going along. So those are reflected in there.

5 Those claims only have to be made by 2014.
6 So we have a little bit of coverage. So it's more of a
7 claims made. We don't have to have actually spent the
8 money on unknown sites, and that's good.

9 MS. SEGAL: I have a question about the
10 insurance, though. You started out with 99 million.

11 MS. FANELLI: Yes.

12 MS. SEGAL: And so even if those -- you said
13 87 million accrued, but 64 is allowable. So why -- is
14 there any interest anticipated in the next five years on
15 the --

16 MS. FANELLI: We --

17 MS. SEGAL: -- 12 million, 13 million
18 dollars?

19 MS. FANELLI: We're talking half a percent.

20 MS. NEWTON: We aren't getting anything at
21 all.

22 MS. FANELLI: Right now I think it's less
23 than a percent.

24 MS. SEGAL: On twelve million dollars.

25 MS. FANELLI: Right. And in a couple of

1 years, it goes back up to two percent. But we have earned
2 approximately 19 million in interest.

3 MS. SEGAL: At one time, it was pretty good
4 interest. All of us are feeling that. Thank you.

5 MR. BERMAN: Is there any --

6 MS. FANELLI: We also billed Zurich for
7 allowable costs that don't necessarily come out of the Army
8 funds, and -- and those would include work that, say, our
9 crews do to replace a concrete pad that had to be removed,
10 because we had to get it under limit, or some of our
11 planting costs, restoration costs that our natural
12 resources group might have spent, we will invoice it.

13 So that is another way that we try to
14 leverage the -- the cash flow.

15 So I had a slide on cash flow, because I know
16 that's been coming up, as well.

17 MR. O'HARA: Are you realizing any savings
18 in your contracting costs by virtue of the downturn in the
19 economy?

20 MS. FANELLI: I believe we will on the
21 construction bids. We don't see it as much on the
22 consulting costs, because they're basically sort of
23 hourly -- their costs are based on raw salary times a
24 multiplier.

25 So I have not seen anybody's salary in our

1 consulting firms go down. Their multipliers, they may be
2 willing to take a little less markup in terms of profit,
3 but a lot of times the chunk of the multiplier is based on
4 kind of a fixed overhead, so that would be a slow change.
5 They would have to change offices or do something else to
6 change that one.

7 But I believe we will see some improvement or
8 good prices when they go out to bid. For example, on
9 landfill 10 and 8. We're hoping for some good bid prices
10 there.

11 MR. O'HARA: Is that factored into the 156
12 million --

13 MS. FANELLI: No.

14 MR. O'HARA: -- or is that a work in
15 progress?

16 MS. FANELLI: The 156 million is comprised
17 of a variety of numbers.

18 MR. O'HARA: Sure.

19 MS. FANELLI: Some are actual costs, so
20 they're a hundred percent certainty. Some for landfill 10,
21 we have a good design, a relatively robust design in the
22 engineer's estimate.

23 So I put them in the sixty percent category
24 of costs. I got that much confidence.

25 Other sites that we haven't begun with,

1 particularly a lot of the unknown sites, the miscellaneous
2 sites, it's kind of vague. I put that at thirty or lower
3 percent confidence in those numbers until we get a little
4 bit better sense of what the actual scope of work is.

5 Now, I like to estimate high. I think I've
6 said it before in other meetings that, you know, if any of
7 you at work, you always like to go in and give back money.
8 You don't want to go back and ask for more money.

9 We try to estimate conservatively and
10 understand that and have some cushion, if you will, because
11 when we do our estimates and when we put our numbers on
12 paper, they go out to the public as part of the Trust
13 annual report, so we want to be very -- relatively
14 confident of them and we don't want to be changing that
15 number every year, because it's a liability number and it
16 causes concern and unrest, basically.

17 So we have -- this wasn't a detail part of
18 this presentation, but we have been scrubbing our numbers,
19 and I have gotten through, I would say, eighty percent of
20 the drivers in terms of the costs and I'm coming up with an
21 estimate to complete that's a tad lower than the 156
22 million, but I still have three or four outstanding sites
23 that I haven't done estimates for.

24 One is 207/231, which at this point is more
25 than what we've estimated.

1 I think our groundwater monitoring cost
2 budget is high. I think that's going to actually come
3 down. So that will represent offset or savings.

4 So there's a few additional sites that we're
5 working through, and the plan is for us to continue to look
6 at those as the year goes through, and then when we make a
7 recommendation to the board management to change the
8 budgets that we actually get published, we do it once a
9 year.

10 So all of that backup and reasoning would
11 then be reviewed by our auditors at this point, KPMG, as it
12 comes through again.

13 We have a whole process that's in place for
14 now we have to build those budgets and who signs off on
15 them, what they're based on, and that's a new procedure
16 since I've been here to help work on it to be more
17 systematic in our budgeting.

18 So right now our -- we are not showing a
19 billing problem with the 156 number. Although we're
20 shifting the numbers all over the place.

21 The RAP4 sites are going to be a little bit
22 less; the others a little bit more. There's balance. A
23 lot of adjustments internally, but we're not moving off of
24 that 156 number too far in either direction.

25 MR. O'HARA: Thank you.

1 MR. BERMAN: A couple of small questions.

2 MS. FANELLI: Mm-hmm.

3 MR. BERMAN: Is there any thought about
4 whether the shortfall -- could some of that shortfall come
5 from the stimulus package?

6 MS. FANELLI: I believe that the Trust -- I
7 don't have a good answer for you. I know the Trust
8 submitted for stimulus money and I know that I provided
9 some money -- some cost estimates for shovel ready
10 projects.

11 That was one of the criteria, which would
12 really be the RAP4 projects.

13 I'll be honest. I'm not holding my breath.
14 I haven't heard that that was a priority, that the Trust
15 might be looking for stimulus at this point.

16 MR. BERMAN: I have two other small
17 questions. Does 156 include the cost of Mountain Lake?

18 MS. FANELLI: Yes, it does.

19 MR. BERMAN: Okay. And finally, what is
20 your intuition as to how much of the 28 million shortfall
21 will actually be delivered by Zurich?

22 MS. FANELLI: I feel that the majority of it
23 would, and the burden for us is to be very strategic and
24 smart with how we proceed, and I do spend a lot of time
25 working with our financial folks and with our legal folks

1 to make sure that we have a solid plan going forward, and
2 then I keep close relationship with Zurich. Even
3 though we are in a lawsuit. We do meet with them
4 quarterly. The lawsuit's really on Mountain Lake, as you
5 know, and we meet quarterly on everything else and we
6 review our costs and we answer their questions, and we
7 haven't had a big problem to date in terms of them
8 accepting costs that have been incurred, and we want to
9 keep it that way and we want to keep that relationship
10 tight as we go forward.

11 So there isn't an exposure or risk of a large
12 lag when we've spent a large chunk of money, but they
13 haven't reviewed those costs and all of a sudden they say,
14 "You spent that money, but we're not pleased with how you
15 spent it."

16 So we're trying to minimize that by keeping a
17 look on costs.

18 MR. BERMAN: So it turns out on a seven
19 million dollars policy, you end up collecting 28 million
20 dollars. Even if you do a present value calculation on
21 that, it's already a good deal.

22 MS. FANELLI: We've already made a good
23 return on our real policy. The real policy costs \$700,000.
24 We've received much more than that on Baker Beach 2A. The
25 Trust is working those policies and trying to make sure

1 that we get all of our value out of them.

2 I had a slide on cash flow. We are
3 predicting still that we will use our Army funds plus any
4 interest that we've earned very close in time to when we
5 run out of -- to when we reach the hundred million dollars
6 deductible, and that is in third quarter fiscal year 2011.

7 It's very close, and so I am embarking now on
8 detailed analysis and what if analysis to look at that
9 actual meeting point in time and understanding -- what I
10 want to do is I want to move the Army funds down a quarter
11 and move the RSL hundred million earlier in time so that I
12 have some kind of cushion.

13 What cushion do I need? My gut tells me I
14 would like to have a three to five million cushion. Am I
15 going to get it? I don't know, but we're working on that.

16 We spend approximately a million to two
17 million a month. Because we're always actively doing work.
18 That three to five million dollar cushion doesn't buy me
19 much. At most, it buys me a quarter of time through the
20 larger sites. But I'm still trying to look at that to get
21 that down.

22 So I had a slide on that.

23 MS. SEGAL: Is there any -- has the
24 Department of Defense come up with any moneys above the
25 initial 99 or does it always come from Zurich?

1 MS. FANELLI: No, there is. The 4.9 million
2 that we've received to date I say is half and half between
3 the Army and Zurich.

4 FACILITATOR KERN: Julie, question?

5 MS. CHEEVER: Oh. Sam has made me have
6 another question.

7 When you meet with Zurich quarterly, it
8 sounds very commendable. Are they essentially approving
9 all the costs you go over so far?

10 MS. FANELLI: Yes. They actually come
11 quarterly and review our detailed books. We prepare detail
12 books. We lay out all of the invoices for the last quarter
13 and they go through each and every one.

14 MS. CHEEVER: Does that mean they've
15 essentially said so far the 88 million spent so far is
16 agreeable?

17 MS. FANELLI: Pretty much. There's some
18 that are in dispute, but not a large percentage at all. I
19 would say in the few hundred thousand dollar range, not in
20 the million dollar range.

21 MS. CHEEVER: Well, that sounds very good in
22 going into 14.

23 MS. FANELLI: I'm pleased with that. It's a
24 good position to be in.

25 MR. BERMAN: It's not 88. It's only 64

1 that's allowable.

2 MS. FANELLI: Only 64.

3 I had an update on the RAP4, if you'd like a
4 copy. We are working on the ninety percent designs. I had
5 the internal goal of having the ninety percent documents
6 ready this coming Friday.

7 I'm not sure if we're going to meet that, so
8 I definitely don't want to promise it.

9 We probably will have the design pieces
10 fairly well done and the technical specs. We may not have
11 the front end as in the place where we want them.

12 And so I probably -- I'll make a decision
13 based on what I see about issuing the design pieces,
14 because those are usually the more interesting pieces.

15 The up-front pieces are the contracting
16 pieces, which are usually internal Trust business, anyway.
17 We don't usually send them out.

18 So I'm hoping to send documents out -- if not
19 Friday, over the weekend. They will be available, the
20 technical pieces.

21 We would like to do that, have a couple of
22 weeks of review of those and then a final kind of workshop
23 that comes toward the end of a two-week period, and then
24 from there, we would finalize and create a construction
25 sense as quickly as we could and get the construction

1 drawings then on the street for bid.

2 We're a month at least away from our original
3 schedule, but I am still optimistic that we can be
4 substantially complete with construction by October of this
5 year.

6 In part because we've made -- in going to
7 cover remedy, it sort of changes some of our obligations
8 and dynamics and decision-making in the process. So that
9 makes up sometime. So we're able to get done sooner.

10 MR. BERMAN: A question. Sorry to interrupt
11 you, but if I don't get the question out, I won't remember
12 it.

13 When you come to the clip in 2014, will RAP5
14 be complete?

15 MS. FANELLI: It should be. The
16 construction for RAP5 is 2010.

17 So RAP4's moving along, and our next hurdle
18 is just to get construction opened, and so we're doing
19 everything we can to make sure that that happens, in part
20 because it is tied to our obligation to Forest City, and
21 that's one reason why we fast-tracked it, and we want to
22 get that work completed.

23 FACILITATOR KERN: Is it the case that for
24 RAP5, not all the RAP5 sites you would do by 2010?

25 MS. FANELLI: That's correct.

1 FACILITATOR KERN: Some are out a ways.

2 MS. FANELLI: Some are always out a few
3 years. If you look at the construction schedule, we had
4 Baker Beach 2 and Battery frontal slopes always scheduled
5 for 2012.

6 Let me jump to RAP5 unless there's some other
7 questions on RAP4. We could do it the next RAP meeting
8 presentation on the design documents, and that will be a
9 good time because either we'll be -- we'll definitely be
10 past the ninety percent and we might even be closer to a
11 hundred percent and we can share some of those drawings if
12 you like; also happy to review the status and elements of
13 it at the planning meeting, but I only want to call Mo out
14 really once to be able to answer questions. So it's better
15 to do that at the full RAP meeting.

16 MS. NEWTON: I agree with that. Has he come
17 since the first meeting?

18 MS. FANELLI: Yep. He's come a couple
19 times. He hasn't done --

20 MS. NEWTON: We did the walk-through. He
21 was with us when we walked through the space.

22 MS. FANELLI: Right

23 MR. BERMAN: Just following on Doug's
24 question, the 2011, there still could be possibly a couple
25 RAP5 sites that could not be --

1 MS. FANELLI: It included all those sites.
2 Fill site 1, landfill 2 and the spring which doesn't have a
3 lot of active remediation, but it's the groundwater
4 district for those two sites.

5 We had originally any remaining planning for
6 Baker Beach two. We had Battery frontal slopes, Merchant
7 Road fill and Baker Beach 1A.

8 In many ways, I think where we're evolving to
9 is two RAPs issued at the same time. One RAP for the
10 Tennessee Hollow sites, fill site 1 and landfill 2, and
11 then another one issued for 1a, and to the extent Merchant
12 Road becomes a site, Merchant Road.

13 The reason for doing that, limiting it is
14 twofold. One of them gets back to that whole cash flow
15 issue that we talked about in Zurich.

16 Battery frontal slopes are an unknown site.
17 Merchant Road is, as well, and any dollars that I spend on
18 that take away from dollars that would go toward the
19 hundred million RSL policy, and those two sites in
20 particular are disputed right now by the Army as being
21 additional sites as well as by Zurich. There's no
22 acceptance that they're additional sites.

23 And so it's very risky for me to spend
24 limited dollars on those sites without knowing that I can
25 recover those costs.

1 Part of the reason for moving on the -- on
2 those sites were trail work, and we've been working with
3 the Conservancy and the Trust planning group that does some
4 of the trails and fund raising, and they are still planning
5 to do a fair amount of trail work and build the Golden Gate
6 Bridge -- is that how they call it -- overlook. That is by
7 1A. 1A is on enumerated site. So the risk is there not
8 significant.

9 Merchant Road still poses a risk, but we're
10 working with DTSC and the Park Service to try to figure out
11 how to handle that in the most efficient way so that we
12 don't have a lot of risk of a lot of dollars at that site
13 that are not recoverable. So we're looking at how we deal
14 with some of those issues.

15 In terms of the actual work, we have done
16 supplemental work plan for fill site 1, landfill 2.
17 They've been out there this week actually doing their test
18 pitting, and I didn't get to go out in the field today to
19 take a look at it, but I've heard that they haven't started
20 test pitting at fill site 1, but at landfill 2, they have
21 been test pitting.

22 They've found on the edges basically and it's
23 fairly shallow, good to know. There's certainly debris
24 there, but it seems to be more limited on the edges than
25 some of our drawings, and they've been collecting samples.

1 We've had out there while they've been doing
2 that work good support from the Army in terms of UXO.
3 We've had a guy named Terry Gleason who's from Sacramento
4 who's been standing there observing, and we've requested
5 that because it was an Army dump site and we felt there was
6 a high potential for unexploded ordinance.

7 And we've also had historical oversight, an
8 archeologist from Sonoma State who's working under the
9 guidance of the park archeologist.

10 At our next meeting, too, we'll have a
11 good -- we can probably give you some good pictures of the
12 work that they're doing there.

13 On -- yeah.

14 MR. O'HARA: Could you expand on exactly
15 what archaeological artifacts you might expect to uncover?

16 MS. FANELLI: There's two different kinds.
17 One is that the dump had what it looks like a fair amount
18 of material from the old Letterman Hospital.

19 So I have to admit ignorance in terms of how
20 you describe the bases of the significance, but they're
21 interested in things like talk about the particular period
22 of time for that earlier hospital.

23 That has concentration of furniture, bottles
24 or whatever they used, things of interest.

25 The other archaeological issue is that there

1 are old waterway plumes or dams from pre-Army days, I think
2 even earlier from the settlements, and so we want to make
3 sure that when we are excavating that we don't damage
4 historical earthwork in that area that might be buried by
5 debris.

6 MR. O'HARA: Thank you.

7 MR. ULLENSVANG: You mentioned that you were
8 now proposing the RAP5 be put into two RAPs. Can you
9 describe how that is an advantage?

10 MS. FANELLI: The reason I would break it
11 into two is because they are kind of fundamentally
12 different. We've looked at the incremental costs for
13 having two RAPs going on at the same time and they're not
14 that different for the advertising and holding a meeting
15 here. We're not talking about tens of thousands of dollars
16 of what it costs to do that.

17 It keeps the reports, the documents
18 themselves simpler, cleaner, focused on individual topics.

19 So the idea was for one not to hold up the
20 other, right? So if we were behind on one one site and we
21 had four ready to go, we're not kind of waiting. We could
22 actually advertise and get the RAP on the street for the
23 ones that are done.

24 MR. ULLENSVANG: So that would increase our
25 costs.

1 MS. FANELLI: I guess that's what I was
2 saying. I looked at the costs of that and they're not
3 significant. Our mailing costs for RAP4 were only a
4 thousand or so dollars. \$1,500.

5 They weren't -- they were worth the time
6 because they were recoverable under Zurich. Zurich doesn't
7 care if we do it in one document or five documents, really,
8 and if we continue to make progress on them, they will
9 accept it.

10 And they are kind of two different areas.
11 There are similarities between 1 and 2 that are different
12 from the beach sites. Putting the beach sites together
13 makes more sense.

14 MR. ULLENSVANG: Won't the stakeholders have
15 an opportunity to talk about that strategy?

16 MS. FANELLI: I suppose we sure can.

17 MR. ULLENSVANG: Thank you.

18 MS. FANELLI: We can talk about it when we
19 do our budget status meeting.

20 MS. NEWTON: So the beach sites are 1A
21 and --

22 MS. FANELLI: Merchant Road. Where we are
23 with that is I just drafted today and sent up via the -- we
24 have a plan to do vegetation removal, and we got a little
25 bit behind because we need to have some additional

1 agreements between the Park Service and the Trust.

2 And so I just drafted and got that last
3 agreement up through my chain today. It's going to go over
4 to Park Service to review and comment on it, and I'm hoping
5 that we get that agreement in place.

6 And that agreement is to provide similar
7 services to what we have on fill site 1 and 2, except in
8 the Baker Beach sites, it would be biologists and natural
9 resource specialists to make sure that our veg clearance
10 wasn't impacting any special status species or things like
11 that.

12 So we're hoping to get that through in the
13 next couple of weeks, and then as soon as the test pitting
14 is done at fill site 1 and 2, that crew will go back and
15 then do the vegetation clearance depending on any other
16 bird surveys that we need to do that.

17 When we get that veg clearance one, the goal
18 is to do visual observation of contamination of source
19 material, which is asphaltic stuff. We'll do a sampling
20 plan based on that observation, and then go back out and
21 take our samples to get our final information that we need,
22 we hope for doing a feasibility study, characterizing the
23 nature and extent of the waste, doing a feasibility study
24 and then ultimately getting into a RAP.

25 We're still planning to complete both of

1 these in this year so that we're in construction next year
2 on both of those two sets of sites.

3 That is still a schedule. That has not
4 changed.

5 The other thing that we are doing on RAP6
6 is -- I guess we're feeling pretty good about our
7 accomplishments and getting our second wind. We're going
8 to try to accelerate some other sites.

9 Contractually, I don't know how -- we have
10 what we call qualified vendor lists. We issue out request
11 for qualifications and we get a pool of vendors and then
12 we'll negotiate individually contracts with those vendors.

13 The last time we did that was a while ago,
14 2004. We're updating that vendor list in the next month by
15 sending out a request for qualifications from the variety
16 of areas that we work in, and then we have every intention
17 of trying to jumpstart some of the RAP6 sites in
18 particular, landfill E, knowing that we need sometime for
19 discussion on that, and we want to get going.

20 And likely we'll also jumpstart 6B and
21 Battery Hill Wagner. Those again we'll probably do two
22 RAPs. They're kind of different.

23 We might do a RAP6A and a RAP6B, because
24 they're just kind of different animals. So to keep them a
25 little bit separate.

1 So that's our plan to get that started, and
2 part of the reason for doing that is to make sure that we
3 get that hundred million spent on enumerated sites and we
4 do it quickly and efficiently, and then -- those are high-
5 risk sites, large dollar cost sites, particularly landfill
6 E.

7 So we want to make sure that's taken care of
8 when -- when we're in the driver's seat and not have a
9 problem with Zurich.

10 And then I had these two nice pictures of the
11 veggie areas from 16th Avenue looking out the slope of
12 landfill 10, and if you're out there, we've completed all
13 the vegetation.

14 It was completed before March 1st, and what
15 we've been doing is just moving the cut shrubs basically up
16 the slope, but our plan is -- if you've been out there,
17 there's a corner that's covered with erosion control
18 fabric.

19 We're going to cover all of it as an
20 insurance in case we get a bad storm. In case it gets dry,
21 windy, and forest aesthetics for a certain extent, and
22 we'll be out there to do the real work.

23 So I had a couple of that. Oh, well. I'll
24 get them to you in PDF.

25 MR. BERMAN: Do you have a CD with you?

1 MS. FANELLI: No, I don't. I just have
2 these CDs that have the comment response documents on it.
3 I'll make this as a PDF file. Those photos
4 are several megabytes each. If I make a PDF. I can
5 probably get Rick to shrink it down and I'll e-mail it to
6 Doug and he can send it.

7 I'm trying to think if there was anything
8 else that I was going to cover.

9 MR. BERMAN: What's the -- if you take a
10 RAP6 and say consider dividing it into two, and then you'll
11 try to get into the RAP6 before the cliff is reached in
12 2011, and what is your sort of expected completion date?

13 MS. FANELLI: For 20 -- for that RAP?

14 MR. BERMAN: Yeah.

15 MS. FANELLI: Well, the schedule is in here,
16 and so far what -- I can actually explain this to you.

17 When you get this next quarter, there is a
18 baseline schedule, and we do add tasks periodically and
19 change them.

20 So you can't really compare this to a
21 baseline, but it does tell you where we are in time.
22 That's this dark line, and if something actually is started
23 or actually ended and got completed, when you see the due
24 dates, the date lines, there'll be an A next to it because
25 it's an actual.

1 For example, every time we get a closure
2 letter from Agnes, it's in here and it's a milestone. You
3 can see how we're tally tracking.

4 So this is kind of a powerful tool even
5 though these tasks are rolled up. I make sure that we're
6 not pushing this beyond.

7 To answer your question which I didn't
8 answer, the construction season for 2011 goes from calendar
9 dates March through October of calendar year 2011, and so
10 that's when we would hopefully be through construction of
11 those sites.

12 MR. BERMAN: Of the RAP6?

13 MS. FANELLI: Correct.

14 MR. BERMAN: That's really -- it looks
15 optimistic from the past history, but it will be great if
16 you can do it.

17 MS. FANELLI: Well, I feel good about the
18 milestones that we've made so far.

19 MR. BERMAN: Yeah.

20 MS. FANELLI: And having a plan and sticking
21 with the schedule, committing to it helps. There's always
22 unforeseeable things that come up, and there's always
23 efficiencies that we're looking at.

24 So I see, for example, breaking sites into
25 mini RAPs as being smaller RAPs, if you will, sometimes

1 being more efficient, because sometimes when a document
2 gets large, it's harder to carry it through and it's easier
3 to design one site than to design three sites sometimes.

4 There is always sort of that breaking point
5 and it's hard to know where it is, and if I have multiple
6 folks working on it, as long as I can keep control in my
7 shop, I actually can move a little bit faster.

8 That's another argument -- if you have two
9 sites in a RAP instead of four sites, then it's easier for
10 me to have two designers for two sites than one designer
11 trying to bring four sites through.

12 I just have to figure out --

13 MS. NEWTON: Does that increase the costs to
14 a point --

15 MS. FANELLI: It doesn't, really. I've
16 looked at this. I think sometimes the larger projects
17 bring in more inefficiencies. The advertising costs, the
18 cost for us to hold a public meeting were really minor for
19 us.

20 MS. NEWTON: Well, they certainly have to
21 bring in inefficiencies in terms of red tape. You have to
22 go through that many more people to get things approved and
23 so many more sets of eyes to look at things if they're
24 totally different subjects involved in it.

25 So I can see that. I just -- your costs --

1 it would only be your costs, the Trust cost that would
2 increase.

3 MS. FANELLI: One of the strategies I'm
4 pursuing is trying to -- is to take work that we would do
5 and put it in a context where it would be allowable under
6 the Zurich policy.

7 So I am trying to offload some of my guys, to
8 be perfectly honest with you, in an efficient way where
9 we're not losing control of the quality of the work, but
10 we're able to still efficiently get it completed and get
11 those costs allowed under the Zurich policy.

12 Mo is an example of that, sort of an early
13 trial. He's certainly a contractor, but he works so
14 closely with us that he's actually in our office two or
15 three days a week, and -- and acts as an extension of our
16 staff in trying to facilitate getting things submitted and
17 coordinated.

18 So I always appreciate feedback on these
19 things, if you do read it -- it's hopefully carefully clear
20 in terms of where we are, but it is brief, so -- and it
21 does talk about schedule drivers and schedule delays and
22 those types of things, and it is only ten pages.

23 So I'm happy if you have any thoughts or
24 feedback on it.

25 FACILITATOR KERN: I have a few questions

1 about it. I'm trying to reconcile some of the -- the early
2 RAPs.

3 MS. FANELLI: Mm-hmm.

4 FACILITATOR KERN: RAP1, 2, 3. There's a
5 large kind of place holder which I understand for building
6 937, which was in the original RAP --

7 MS. FANELLI: Mm-hmm.

8 FACILITATOR KERN: -- I guess because we're
9 still looking to do that site.

10 MS. FANELLI: Right.

11 FACILITATOR KERN: So there's some money --

12 MS. FANELLI: Are you on table 3?

13 FACILITATOR KERN: Yeah. Table 3, page 5.
14 I'm sorry I didn't make copies for everybody.

15 MS. FANELLI: There's three extra sets here
16 if anybody wants to grab one. You can take a look at it.

17 That is one of the sites where I have
18 scrubbed the costs down, but I think they're going to come
19 down, even given current circumstances. Those
20 circumstances being that that remedial work is done by a
21 developer as part of their reconstruction.

22 Even though, I believe that we'll bring that
23 in.

24 FACILITATOR KERN: Okay. That's for the
25 Crissy Field action plan. So there's still money there to

1 be spent which I see.

2 If we move down to Remedial Action Plan 1,
3 there's the site 5 and landfill 4, and there seems to be
4 about a million dollars left in that column for estimate to
5 complete.

6 MS. FANELLI: Those are going to come down,
7 as well. As a matter of fact, it wasn't last quarter.
8 It's in this year, but we have submitted -- actually second
9 quarter, fiscal year '09. We have submitted for closure on
10 fill site 5 to the Regional Board.

11 So pending that that is well received, we
12 have zero cost at that point for fill site 5.

13 MR. ULLENSVANG: Was that distributed?

14 MS. FANELLI: It was distributed. There's a
15 letter.

16 MR. ULLENSVANG: I haven't seen it.

17 MS. FANELLI: It was maybe a week ago. You
18 should already have it.

19 Do you not have your copy, Doug?

20 FACILITATOR KERN: I don't recall that
21 particular item.

22 I've received the responsiveness summary
23 recently. I got the fill site 1, landfill 2 --

24 MS. FANELLI: Work plan.

25 FACILITATOR KERN: -- work plan.

1 MR. ULLENSVANG: Agnes didn't get it,
2 either. And that was with DTSC, I would think.

3 MS. FANELLI: It did go to DTSC. I saw the
4 e-mail, so I will double-check. It went out in hard copy,
5 as well. So I would think that you would have hard copies.

6 You're all telling me no, you haven't gotten
7 it, so I will double-check.

8 But we submitted -- if we haven't submitted
9 for closure, I've seen the draft and it's ready to go out
10 for closure on fill site 5.

11 FACILITATOR KERN: It would be part of your
12 process then when you have closure at a site, that that
13 number gets adjusted?

14 MS. FANELLI: No. My plan -- I have
15 been -- I've sort of brought it up before, but didn't
16 explain it very well.

17 I am systemically going through all of these
18 sites now, and I think I've gone through 85 percent of them
19 and made adjustments. So I've adjusted fill site 5,
20 landfill 2. I've made adjustments internal on 937. I've
21 made adjustments to landfill 8, 10 and 9, and I've made
22 adjustments to fill site 2, and all of that rebalancing has
23 moved money around, but kept our total to 156.

24 I think I'm lower than that at this point,
25 but there's those sites like 207/231 and the groundwater

1 monitoring that I haven't done adjustments on yet that are
2 going to still flip it.

3 But my expectation is that I won't be
4 excessively above that or excessively below that 156 when
5 all of those numbers are resorted.

6 FACILITATOR KERN: So to try to clarify,
7 you're scrubbing the numbers, but it's not going into this
8 until you have scrubbed the whole set?

9 MS. FANELLI: That is correct.

10 FACILITATOR KERN: I see. Okay.

11 MS. FANELLI: And the reason that it's not
12 going into this is the Trust Finance Group is very
13 sensitive, obviously, to numbers that we publish because
14 they're audited and they're public numbers.

15 So I make recommendations. I go through my
16 analysis with staff. I make my recommendations to our
17 CFO's office.

18 Once they approve budget changes, then
19 they'll actually be made in our financial accounting number
20 at Oracle. All of these numbers come out of Oracle.

21 So once they're changed in Oracle,
22 everybody's bought off and signed off on it them. I
23 anticipate us doing that not more than once a year, and I
24 anticipate us doing that in the third quarter because our
25 auditors come in the fourth quarter.

1 They would do all of those reports of those
2 changes to our board of directors, get it in the books and
3 then it will be audited by the office, as well.

4 MR. BERMAN: But, for example, the number
5 for fill site 5 in table 3, there's not going to be any
6 further adjustments on that?

7 MS. FANELLI: In this one? .

8 MR. BERMAN: Yes.

9 MS. FANELLI: Yes, there would be. The
10 number in here is high. It shows an older number. When,
11 in fact, I thought we had submitted the fill site 5 closure
12 letter.

13 I'll double-check on that, why you guys don't
14 have a copy of it or if we haven't sent it, but that has
15 been basically done. And so we won't be spending any more
16 dollars on that.

17 MR. BERMAN: Is the number in table 3
18 inaccurate?

19 MS. FANELLI: The costs to date are
20 accurate. The budget number, the estimate to complete is
21 not.

22 MR. BERMAN: Yeah. That's quite a
23 difference between the two.

24 MS. FANELLI: It is, and that was one thing
25 that I'd actually been working on since mid summer and it

1 became a much larger task than I ever thought it would be,
2 in part because it was important -- and I didn't realize
3 early on -- that these really need to be vetted through a
4 process, through our finance office and be auditable by a
5 third party auditor.

6 So we did a couple of things. One, we
7 created an internal process to do this. So that exists and
8 is in place now, and then we're working that and we're
9 getting all that documentation pulled together.

10 So it starts at the staff level. They do
11 their review. I review that work, and when I'm
12 comfortable, I sign off on it. I take it up my chain, and
13 when the CFO is comfortable, then we make that change.

14 But you can see that it wouldn't do well to
15 just change certain sites, that we either drive that
16 overall light green on the way down or way up. Only to
17 flip it every quarter.

18 That would cause undue stress, you know, for
19 no reason. It's better for us within an internal year to
20 do our estimates and then get them right and get involved.

21 FACILITATOR KERN: Well, I'm just clarifying
22 this. You mentioned that we were clear for -- up through
23 RAP3 cost through December '08, and so I'm just trying to
24 reconcile some of the numbers.

25 If I look again at Remedial Action Plan 2, I

1 guess the third line down, there's kind of a RAP FS6, Baker
2 Beach, DA3 and 4 and there's kind of like canceling.

3 Is that just closing out an account?

4 MS. FANELLI: It is. Part of what is in
5 here, these actually reflect the project numbers in our
6 Oracle system, and sometimes a project like that, I don't
7 know when that was opened or why, but it accumulated costs
8 and then they realized this isn't right. We need to move
9 them to a new number.

10 You'll see that cancellation to bring it to
11 zero to close that project, and those went to their
12 appropriate project. It was either 6A or Baker Beach 3 and
13 4, but they were reallocated.

14 FACILITATOR KERN: Moving on to page 6,
15 I'm -- I notice that for building 669 where we had the
16 unexpected ash and a lot of extra cost, there's the current
17 forecast and the cumulative to date is higher, and the
18 estimate to complete is a negative.

19 MS. FANELLI: Right.

20 FACILITATOR KERN: And I began to see that
21 in a few places. I'm wondering if there isn't a better way
22 to adjust that.

23 MS. FANELLI: Right. There could be a
24 better way. What that reflects is that the actual costs
25 are higher than the budget, basically.

1 FACILITATOR KERN: Right. But it doesn't
2 sound right, that the estimate to complete is --

3 MS. FANELLI: Negative.

4 FACILITATOR KERN: -- negative.

5 MR. ULLENSVANG: You still have more work in
6 that; right?

7 MS. FANELLI: I've shared with you the work
8 in progress, those estimates, and that one is going to be
9 double, but overall, we're going to come in under the
10 construction estimate for the RAP3 main installation sites
11 by -- I hope close to a million dollars. That's where
12 we're estimating right now.

13 But that site and a couple of others are
14 higher than the estimates. So that adjustment, they have
15 been adjusted, as well. We've already gone through. We
16 just haven't presented the change.

17 MS. NEWTON: Which site is higher?

18 MS. FANELLI: 669. We have a current budget
19 of 740. In actuality, it's more like 1.5 million by the
20 time we're done.

21 MR. ULLENSVANG: Does it mean there's still
22 some of the costs that haven't been billed?

23 MS. FANELLI: Yep. There's a big lag
24 often -- not so much in construction, although sometimes in
25 construction, but the costs that go into here are not just

1 specific dates. It's June matrix and analytical costs.

2 So we have costs. The consulting costs in
3 general, I don't know how they do it, but they can lag a
4 good two, three months behind the periods that they
5 actually invoice you for.

6 MR. BERMAN: So where do you see in this --
7 sorry.

8 FACILITATOR KERN: No problem. Go ahead.

9 MR. BERMAN: If you look at table 3, where
10 do I see the difference between the actual costs for -- the
11 actual estimated cost for 669 and what the proposed budget
12 was? I don't see that anywhere in that table.

13 MS. FANELLI: You don't see the new proposed
14 budget. All you see is the budget that's in our Oracle
15 system.

16 MR. BERMAN: It means that there's just a
17 time lag here.

18 MS. FANELLI: Well, we haven't changed the
19 Oracle budget. We will change the Oracle budget.

20 MR. BERMAN: Yeah.

21 MS. FANELLI: I'm not sure if it would be
22 second quarter or third quarter. My guess is it will be
23 third quarter when we actually make that change.

24 MR. BERMAN: So to what extent -- in view of
25 -- is that just an exception? Because in a certain sense,

1 you look at this and -- at table 3 and you wonder what do
2 these numbers really mean if there's a bunch of things that
3 are fifty percent off in there.

4 So --

5 MS. FANELLI: Right. I understand the Trust
6 figures, so that's why I'm systematically going through
7 this on a site by site basis, because there are clearly
8 sites that are overbudgeted and there's clearly sites that
9 are underbudgeted, and we have been trying to fix that
10 systemically as we go through this before we present a new
11 budget.

12 The reason that we're trying to do that is
13 that we don't publish numbers. We don't want to put
14 numbers in front of our board that vary by these huge
15 amounts.

16 If I only -- if I only adjusted fill site 1
17 or landfill 2 or if you bring down all the costs because of
18 landfill 10 and landfill 8 from the budgets, but I know
19 that fill site 1 and fill site 2 are completely offset, but
20 if I don't have those costs as confirmed, I'm at risk at
21 saying all my costs is 156, now it's 145, going back to
22 156.

23 I'm trying to avoid that kind of flip-
24 flopping by trying to get our arms around it.

25 It's taking longer than I thought it would

1 take. These numbers have been audited. Auditors know the
2 actuals. They've seen our work in progress. They audit
3 not just what we publish, but they audit our process.

4 So the process that we've implemented has
5 been looked at, and I'm happy to say that we got no
6 comments on our process. That means we were doing what we
7 were told we were doing. That was the good thing.

8 MR. BERMAN: And so to a certain extent, the
9 only numbers that really mean anything in this table 3 are
10 really the -- the costs paid out to this day.

11 The rest of those numbers could be
12 fluctuating all over the place?

13 MS. FANELLI: It could be fluctuating, but
14 what I'm telling you is -- what I'm finding is that we are
15 not that far off with that 156.

16 MR. BERMAN: When you put it all together,
17 but if you look at any individual item here, it could be
18 fifty percent off.

19 MS. FANELLI: Yes, but there's not many of
20 those. 669 is one exception. But the majority of them are
21 not like that. 207/231 is one that is.

22 Go ahead.

23 FACILITATOR KERN: Let me keep plowing
24 through this. It's not unlike Sam's, but what I'm trying
25 to get at is sort of the magnitude.

1 So I get to the subtotal for RAP3 and it
2 shows five million or so estimate to complete.

3 MS. FANELLI: Mm-hmm.

4 FACILITATOR KERN: And you mentioned there's
5 another 800 K or so that's not in there for --

6 MR. BERMAN: 669.

7 FACILITATOR KERN: -- 669, so-called four
8 million, and I have another further up in RAP1 and 2.

9 So I'm just trying to make broad brush
10 strokes here. That's kind of like six million that we may
11 not need to spend.

12 Am I on sort of the right track there?

13 MS. FANELLI: For which sites?

14 FACILITATOR KERN: Well, if you look at the
15 RAP1, there's a million that we're not going to spend
16 there. That's in this estimate to complete, and there's
17 700,000 -- I've rounded it up to a million.

18 MS. FANELLI: I think I have an easier way
19 of getting there.

20 FACILITATOR KERN: Okay.

21 MS. FANELLI: The only sites that I haven't
22 vetted yet. Groundwater monitoring, which I think is a few
23 million high in terms of the budget.

24 207/231, which if we go with the current
25 plan, is about two and a half, three million too low from

1 the budget. It's going to be higher.

2 937 has not been changed and I believe that
3 that one has a half million extra dollars in it, and
4 Mountain Lake is one of those kind of unknown ones.

5 We have a budget in here close to six
6 million, five and change, but I'm not sure what it actually
7 will be.

8 So those are the main drivers. I also have
9 the miscellaneous sites. I don't have a way in the short-
10 term to get my arms around that.

11 There's a plugged number in there for those,
12 but those are the main sites that I don't have cost
13 estimates.

14 So if you take those out of the equation,
15 I've removed numbers from everywhere and I'm still coming
16 up at close to 156. Just a little bit shy, maybe three or
17 four hundred thousand shy of that. That's because costs
18 have changed anywhere.

19 That's including the regulatory agency costs.
20 I've had to greatly increase the budget to DTSC and the
21 Regional Board. Because they were underbudget.

22 Part of that is we didn't have a schedule
23 that was our end date, and I just take the date of
24 oversight, which is reasonable. No one's saying it's yet
25 not. I had to extend it for a certain amount of time.

1 So they've changed really virtually
2 everywhere, and that's how they balance out. The sites
3 that I named, 207/231, which is two to three million over,
4 and if the groundwater monitoring is a million too high,
5 that offsets some of that.

6 We're still I'm hoping in the ballpark of the
7 156, and a lot will depend -- these are estimated based on
8 my level of confidence.

9 If it's a on a site like RAP1, 2 or 3, I can
10 put a ninety percent number on it. I'm pretty confident
11 it's not going to change.

12 If it's a RAP4, I can put a sixty or better
13 on it because I've got good solid construction estimates.
14 If it's out beyond that, I have much less certainty because
15 we're not there. I don't know.

16 We're also trying to build in contingencies.
17 Almost all of the projects that are from today forward have
18 a certain amount of contingency built into it.

19 We carry a few million dollars' worth of
20 contingency that's above and beyond the construction
21 estimate, and that's normal, and one thing I'm looking at
22 doing is maybe putting the contingency line off the program
23 to the extent I'm allowed to do it.

24 If you start seeing statements, before I give
25 back the existing liability, I'm able to hold it for a

1 while in a reserve line based on -- on -- on real risks,
2 articulated risk before we give it back and say, "Oh, our
3 liability is not 156; it's 150." Only the next year
4 saying, "Crap, it's actually 156 again." So that's where
5 we're trying to go with this.

6 FACILITATOR KERN: No, I totally support all
7 those ideas, and I -- I will risk of the wrath of everybody
8 here, but I don't think it would be a risk to say that we
9 greatly appreciate your understanding of this material and
10 your familiarity with it.

11 We had also many years of this where we had
12 one piece of paper. Somebody put it on a view screen for
13 ten seconds and took it off. That was the whole program.
14 So we've come a long ways.

15 I did go back to the last information that I
16 could find was quarter three from '07. I -- and I'm
17 noticing from that period, some of the big sites like fill
18 site 1, landfill 2, landfill E, they've actually come down,
19 at least in this report, in terms of projected cost, which
20 was a surprise. I would have thoughts that they would have
21 gone up.

22 So I'm noticing --

23 MR. BERMAN: But Doug, that's because the
24 recommended -- the RAP doesn't include clean closure.

25 FACILITATOR KERN: No. It's -- the

1 quarter -- the 2007 estimate was ten million and change and
2 it's gone down some 223,000.

3 But that that has nothing to do with remedy
4 change. That's just a reduction for some reason.

5 MR. BERMAN: Okay.

6 MS. FANELLI: We're talking about third
7 quarter '07?

8 FACILITATOR KERN: Yes.

9 MS. FANELLI: I can tell you that the budget
10 I inherited was fourth quarter '07, and that was an audited
11 budget, and that's the budget that I've been working off
12 of.

13 I believe it hasn't changed significantly
14 since then. The only change that would have occurred would
15 have been actuals or Baker Beach 2A and Baker Beach 1,
16 which did change, but it was in that period, my predecessor
17 towards that last bit of '07 where the budget increased 35
18 to forty million dollars in a very short time.

19 So I can't comment on third quarter '07. I
20 don't think it was actually even audited, but the fourth
21 quarter was, the end of the year, and that's the budget
22 that I work off of, and I have the basis for the numbers,
23 good or bad, in my books for those -- for those project
24 costs, and then we are now updating them.

25 FACILITATOR KERN: That's all appreciated.

1 Part of the point that I'm trying to make is that we're
2 very familiar with -- for some reason, call it just an
3 oddity or a quirk for me, but I get these numbers stuck in
4 my head and I remember them from year to year, and so I can
5 kind of track this pretty easily.

6 We appreciate when it's really up-to-date.
7 So I'm really looking forward to when we see a report, that
8 it actually is pretty much reflective of the reality.

9 MS. FANELLI: I won't issue it formal, but I
10 can -- I'll share you my worksheet at the planning meeting
11 and you can see how that process looks.

12 FACILITATOR KERN: That will be terrific.

13 MS. FANELLI: It's the exact same table with
14 a new number. That's a file folder in the drawer with some
15 backup for the new number, and this is just some brief
16 comments as to our confidence in that number. I
17 actually put a confidence on it, and I sort them by
18 confidence number. So I'll give you an idea of how we're
19 doing that. We have comfort level, but at this point I
20 can't say when they'll be formally changed in our Oracle
21 system.

22 FACILITATOR KERN: Just a couple of minor
23 things and I'll let everybody shoot their arrows at me for
24 taking up so much time.

25 Down to page 9, some items that kind of got

1 my attention that's starting to cost a lot is the cost
2 tracking services.

3 I'm not sure what that is, but it's getting
4 up there to three-quarters of a million or so.
5 Environmental data management system. I checked my
6 previous knowledge on that and that was -- that number is
7 definitely going up.

8 It's now close to 1.1 million, but I don't
9 even really know what that is. I'm sure it's a reasonable
10 thing.

11 If you look down at remediation
12 administration supplies on page 10, it is now like 1.1
13 million. That's about 700,000 above the last projection
14 for the full project that I have. It was like 410,000.

15 So --

16 MS. FANELLI: That probably was unrealistic
17 in the last estimate.

18 FACILITATOR KERN: I'm just wondering -- you
19 know, it could be, but I'm noticing --

20 MS. FANELLI: Supplies for us. It might be.
21 The justification for those numbers, though, is what we're
22 trying to pull up. The number before might have been
23 completely unrealistic.

24 Those kinds of costs that are in there are
25 our copier, our paper, our pencils, the supplies that we

1 use, the RAB snacks that come to meetings, which are
2 nothing.

3 They're small dollars, but it collects a lot
4 of those types of charges, and if you look at that cost of
5 the entire program and time frame, I think we're doing
6 pretty darn good in terms of our overhead.

7 FACILITATOR KERN: I'm not being critical.

8 MS. FANELLI: But there is a basis for it.

9 FACILITATOR KERN: Right. I also notice
10 that there's -- I think there is a RAB support line which
11 is different.

12 MS. FANELLI: That might be where the snacks
13 go. I don't know.

14 FACILITATOR KERN: This remediation
15 administration supplies, I just want to draw your attention
16 to it because you also have another line that's remediation
17 office supplies --

18 MS. FANELLI: Mm-hmm.

19 FACILITATOR KERN: -- which is --

20 MS. FANELLI: Much lower.

21 FACILITATOR KERN: -- much more reasonable.

22 It's something you might want to check since
23 it went up almost 700,000 over a year.

24 MS. FANELLI: I do want to check.

25 FACILITATOR KERN: The projected cost. Only

1 200 plus thousand has been spent. Fully 900,000 additional
2 dollars have been placed into that category. That's like
3 almost a million.

4 So it's -- you know, we can kind of help with
5 this, too, by just pointing out I wonder what that is.

6 And then I think you mentioned finally
7 the --

8 MR. BERMAN: Doug, just on that one
9 point --

10 FACILITATOR KERN: Yeah.

11 MR. BERMAN: -- there's no definition of
12 what supplies -- office supplies are listed separately, but
13 supplies could mean something in terms of materials where
14 people go out in the field.

15 FACILITATOR KERN: It could be. One thing
16 that struck me that it could be -- I was trying to imagine
17 what it could be. It could be related to the conveyor
18 belts --

19 MR. BERMAN: Yeah.

20 FACILITATOR KERN: -- that we purchased for
21 the Baker Beach sites, but didn't include in the cost.

22 MS. NEWTON: I doubt that.

23 FACILITATOR KERN: I don't know. I simply
24 don't know.

25 MS. NEWTON: I think it would have to be

1 used by the administration. I don't think the
2 administration was using the conveyor belt.

3 MS. FANELLI: We have all the basis of all
4 the costs.

5 FACILITATOR KERN: So the final couple of
6 items on this are the -- these remediation department
7 administration projections, and there are these KPMG notes.
8 Maybe we can talk about those.

9 MS. FANELLI: What page are you on?

10 FACILITATOR KERN: It's the very last page.
11 10, 11, the one item.

12 MS. FANELLI: Right. So I mentioned that
13 our labor costs are projected to program to completion, and
14 they included an escalation factor of three percent per
15 year.

16 So the auditors indicated that's
17 inappropriate accounting. You're not allowed to escalate.
18 We ended up removing that escalation back. Even though
19 it's real, but take if that's auditing, that's what the
20 auditors say to do. So that's one of the adjustments.

21 MR. BERMAN: And you paid them for that?

22 MS. FANELLI: We pay them for that, among
23 other things. So that's the escalation that was removed
24 from there.

25 It was removed in two places. It was removed

1 from the labor that's currently included and budgeted as
2 being paid out of Army funds, and it was removed from the
3 Trust component, the trust funded labor piece. So that's
4 what those notes imply.

5 It wasn't a significant amount, as you can
6 see, but that was the escalation.

7 FACILITATOR KERN: I did look through the
8 schedule, as well, and I just -- this is just a separate
9 note that I raised the issue of Lobos Creek and perhaps
10 accelerating that, being the drinking water supply, and I
11 note that it's -- you know, it's out there in your schedule
12 --

13 MS. FANELLI: It still is. You're right.

14 FACILITATOR KERN: -- at, you know --
15 beginning the investigation in 2011 and the construction in
16 12. Actually, 13.

17 MS. FANELLI: 13.

18 FACILITATOR KERN: Yeah. So just my own
19 work in Lobos Creek, I think it may be more complicated
20 than we want it to be. There's a lot happening there, so
21 it's just another plug for moving.

22 Thanks for bearing with my comments.

23 Anybody else have any thoughts on all of
24 this? Appreciate you taking my questions.

25 MS. SEGAL: Well, the only thing you

1 mentioned about a stimulus package, you might request a
2 small amount, and the article that Jan sent us from SF Gate
3 on Mountain Lake, that assumes that Supervisor Alioto-Pier
4 was going to be asking for I think two million dollars.
5 I'm not sure.

6 It was sent to everybody, so --

7 FACILITATOR KERN: I didn't notice the
8 amount.

9 MS. SEGAL: I thought the article did have
10 an amount, and I think it was two million. It wasn't very
11 much from what they're projecting.

12 There was an interesting response if anyone
13 read it. Your point of view from the Park Service. The
14 response to the article, because the article talked about
15 feeding ducks and dogs.

16 Of course that always -- someone says
17 obviously they don't know about National Park rules because
18 you're not supposed to feed the wildlife and the dogs are
19 supposed to be on a leash. That was in Jan's recent one.

20 But the stimulus thing was what I wanted to
21 mention. I don't know where it's going to go.

22 FACILITATOR KERN: Right. All this work
23 that people are putting in for Mountain Lake, we're hopeful
24 that it will eventually mean -- it's been years now that
25 we've been plugging away and making this happen. The Trust

1 was definitely being proactive.

2 I read through the document today and there's
3 like five separate areas of trying to collect funds. So
4 we'll see how that goes.

5 Do you have any update on what the timing of
6 that is? Is it just out there or is there a scheduled
7 hearing or any of that; do you know?

8 MS. FANELLI: I don't. I don't even think
9 they've been in front of a judge yet.

10 MS. CHEEVER: Mountain Lake funding.

11 MS. CHEEVER: There was a mediation session
12 to schedule for March 13th, and then after that, there
13 would be a status conference, which is the first step I
14 think on May 5th, but this was all postponed once and it
15 could well be postponed again.

16 MS. FANELLI: Which one are you talking
17 about?

18 MS. CHEEVER: I think I'm talking about --
19 wait. Actually, that's the Zurich lawsuit. So everything
20 I said goes to Zurich lawsuit.

21 The Mountain Lake lawsuit, the government --
22 sorry about that. Okay. Everything applies to the Zurich
23 lawsuit.

24 The Mountain Lake lawsuit, the government has
25 requested to have it assigned to the same judge as a

1 related case, and the decision on that hasn't been made
2 yet, and once that decision is made, then initial hearings
3 or status conference will be done.

4 FACILITATOR KERN: Thank you.

5 MS. SEGAL: By the government, you mean the
6 Trust?

7 MS. CHEEVER: The Justice Department lawyers
8 who are representing the Trust.

9 MR. HULTGREN: What is the related case; do
10 you know?

11 MR. BERMAN: Zurich.

12 MR. HULTGREN: Is it Zurich?

13 MS. CHEEVER: And Mountain Lake.

14 FACILITATOR KERN: Any other items on the
15 financial report and related RAP questions?

16 MR. BERMAN: Just a personal comment. I
17 think this is a very difficult task that I have in doing
18 this accurate financial reporting, the part where
19 everything is spent and the receipts are in the drawer, so
20 to speak, that one can do with a bit of time and vigilance,
21 but projecting out is pretty difficult.

22 So even though some of the questions may be
23 pointed, we know it's a difficult task to do, and I hope
24 you don't take it as a criticism, but more --

25 MS. FANELLI: Not at all.

1 MR. BERMAN: -- as an attempt to try to
2 understand what's going on.

3 MS. FANELLI: Sure. Thank you, Sam.

4 FACILITATOR KERN: Item number 6, anything
5 from Bob. Agnes?

6 MS. FARRES: No.

7 FACILITATOR KERN: Thank you.

8 New business. We have down here RAP5 sites,
9 vegetation removal. I think you talked a little bit about
10 that, and the Park Service, you guys are discussing all the
11 necessary items.

12 I guess what this means is the Battery
13 frontal slopes vegetation removal.

14 MS. FANELLI: Mainly 1A. The area between 1
15 and heading up past the last battery and towards the
16 bridge.

17 MR. ULLENSVANG: The maps have to be
18 redrawn.

19 MS. FANELLI: I don't know if they'll be
20 redrawn. It will be the same for that area. Just the
21 southern sites.

22 MR. ULLENSVANG: You had Battery frontal
23 closed between 1 and 1A, and that is what you showed last
24 week.

25 MS. FANELLI: One of the things we're

1 struggling with is where does 1A end and Battery frontal
2 begin.

3 We're looking at everything sort of north of
4 1 is 1A, if you will. Because it is kind of contiguous.

5 FACILITATOR KERN: All right. I will assume
6 that means everybody is working that out.

7 Action items that I have. We're going to try
8 to check on the insurance policy renewal question that Sam
9 has raised.

10 There has been a question raised about has
11 the Trust actually -- I know you don't know, but submitted
12 anything on behalf of the remediation department in terms
13 of stimulus program funding.

14 We know that there may be some amount
15 submitted by Alioto-Pier on Mountain Lake.

16 For our Planning Committee, we have
17 tentatively an update on the ninety to maybe a hundred
18 percent design. A couple weeks from now, we'll see where
19 that is, and at the next full RAB meeting, perhaps Mo will
20 be here to discuss what has been worked out in terms of the
21 landfill 10/landfill 8 design work.

22 Presumably graded area nine, as well.

23 MS. FANELLI: Mm-hmm.

24 FACILITATOR KERN: Are there any other
25 thoughts?

1 MR. O'HARA: I'm just reflecting on that
2 article, and my recollection what the article in the
3 newspaper said is that Alioto-Pier was discussing a two
4 million dollar cost for retrofitting the way that the water
5 was evacuated from the highway.

6 FACILITATOR KERN: More of a diversion.

7 MR. O'HARA: The diversion from the highway
8 because that was a -- an action item, if you would, for
9 Caltrans, and then there was the cost of the actual cleanup
10 itself, but there was no dollar amount that was attached to
11 that.

12 What I believe the two million dollar number
13 was for the diversion, the water diversion, and the -- the
14 upgrading of the connector pipe.

15 I think that that's -- if I recall what the
16 article said. So that was the two million dollars, and
17 then there was no value attached to the actual dredging of
18 the lake.

19 FACILITATOR KERN: Okay. That makes sense
20 in about the value as I understand it, it's about that
21 amount.

22 MR. O'HARA: That eight million dollar
23 number, is that for the dredging or is that for the entire
24 project?

25 MS. NEWTON: I thought that was for the

1 entire thing.

2 MS. FANELLI: I have to admit. I stopped
3 paying attention for a second. I was thinking about the
4 light on the projector.

5 I know that the stormwater issues are between
6 the two and three number for correcting that. The lake
7 sediments, the number in our budget is the five and a half,
8 six million dollar number.

9 MR. O'HARA: So it would be eight million
10 dollars total.

11 MS. FANELLI: But that five million number
12 is not refined at all.

13 MR. O'HARA: It's a plugged number.

14 MS. FANELLI: Exactly. It based on
15 something, but it may not be as robust as it needs to be.

16 FACILITATOR KERN: And there would be one
17 other small action item. If you could forward your
18 presentation --

19 MS. FANELLI: Right.

20 FACILITATOR KERN: -- to us.

21 MS. FANELLI: I apologize for that. I'm
22 very irritated about that.

23 FACILITATOR KERN: Are there any other items
24 for the good of the order?

25 Thanks very much, everyone for coming out

1 tonight. Appreciate your participation.

2 Without objection, meeting adjourned.

3 (The meeting concluded at 8:48 PM).

4 ---o0o---

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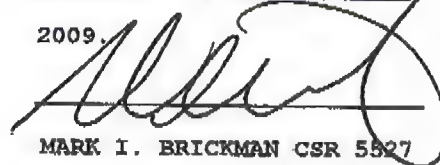
1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

3 I, the undersigned, hereby certify that the
4 discussion in the foregoing meeting was taken at the time
5 and place therein stated; that the foregoing is a full, true and
6 complete record of said matter.

7 I further certify that I am not of counsel or attorney for
8 either or any of the parties in the foregoing meeting and caption
9 named, or in any way interested in the outcome of the cause named in
10 said action.

11
12
13 IN WITNESS WHEREOF I have
14 hereunto set my hand this

15 25 day of March
16 2009.

17 
18 MARK I. BRICKMAN CSR 5527

1 PRESIDIO RESTORATION ADVISORY BOARD MEETING
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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS
16 TUESDAY, APRIL 14, 2009
17 OFFICER'S CLUB, BUILDING 50
18 PRESIDIO, SAN FRANCISCO, CALIFORNIA
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22
23
24 Reported by: MARK I. BRICKMAN, CSR, RPR
25 License No. 5527

1 ATTENDEES
Page 1

2 RAB Members:

3 Doug Kern, Facilitator
Mark Youngkin
4 Eileen Fanelli
Brian Ullensvang
5 Bob Boggs
Agnes Farres
6 Peter O'Hara
Gloria Gee
7 Jan Blum
Sara Segal
8 Sam Berman
Jan Monaghan
9 John Budroe
Edward Callanan
10 Barbara Newton
Toni Kramer

11 In attendance:

12 Mo Bazaugani
13

14 --- o0o ---
15

16 BE IT REMEMBERED that, pursuant to Notice of
17 the Meeting, and on April 14, 2009, at the Officer's Club,
18 Building 50, Presidio of San Francisco, California, before
19 me, MARK I. BRICKMAN, CSR No. 5527, State of California,
20 there commenced a RAB meeting under the provisions of the
21 Presidio Trust.

22 --- o0o ---
23
24
25

3

1 AGENDA

2		Page
3	1) Welcome and Introductions - Doug Kern	4
4	2) Agenda Discussion and Approval	4

	presmtg4-14-09.txt	
5	3) Announcements and Old Business	4
6	4) Committee Business & Reports	4
7	5) Reports & Discussions	8
8	6) Regulatory Agency Status Updates/Inputs	
9	A. Robert Boggs, California DTSC -	73
10	B. Agnes Farres, California RWQCB -	74
11	7) New Business	75
12	8) Review of Action Items	75
13	9) Agenda Items for Upcoming Committee/RAB Meeting	77
14	10) Adjournment	78

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1 FACILITATOR KERN: I'd like to welcome
2 everyone tonight to the Presidio Restoration Advisory Board
3 Meeting for April 2009.

4 I'd like to welcome to Presidio Trust, the
5 National Park Service, the regulators, Community
6 Restoration Advisory Board members and any members of the
7 public that are here tonight.

8 For the agenda tonight, item number 5, we
9 have -- what we had planned to do was a -- is a design
10 update for the landfill 8, 10 and 9 areas.
11 That should have actually made it on to the
12 agenda, but we were a bit remiss not getting it on there.
13 That's the agenda for tonight to be on number 5.
14 Are there any other additions or changes?
15 Very good. Any announcements, new business?
16 Community business.
17 We had an extremely well attended meeting at
18 the end of March, and we went into quite a bit of
19 discussion around several topics, the multitudes that were
20 gathered there.
21 I'm just joking, but to let everybody know,
22 everybody decided to not come to a meeting at the same time
23 last committee meeting, and so just to let everybody know,
24 Eileen and Brian and I were there, and then Sam arrived,
25 and we waited a few minutes and then we began the meeting,

5

1 and so we had our meeting for the four of us.
2 That has never happened in like fifteen
3 years. That was kind of an aberration, I'm not sure. I
4 want to let you know if you all don't come at the same
5 time, it does have an effect.
6 All right. We did talk a lot about what
7 we're going to talk about tonight.
8 Sam, did you have any updates from that
9 meeting?
10 MR. BERMAN: Well, I had the privilege of

11 having a number of people to interrogate at will --

12 MS. NEWTON: You had the whole floor.

13 MR. BERMAN: -- and nobody left, so --

14 MS. FANELLI: We came close.

15 MR. BERMAN: It was a very interesting
16 meeting, and I guess we talked a lot about the -- the
17 seismic questions concerning 8, 9 and 10, and we also
18 discussed the -- the '06 earthquake and the -- the event
19 that was going to be allowed for in the seismic work toward
20 9 -- I guess 8 and 10 was going to be commensurate with the
21 '06 quake, which was like a twelve inch movement,
22 horizontal movement of some twelve inches. So we discussed
23 that.

24 And then we went into a little bit of concern
25 about the -- about the way the cover was going to be put on

6

1 -- on the landfill in order to make sure that it was
2 seismically stable, and we had a whole bunch of questions
3 that nobody could answer, and they were passed on --
4 presumably Mo will answer them.

5 MS. NEWTON: This was the cover on 10?

6 MR. BERMAN: This was the cover on 10, and
7 we thought about in an earthquake, what's going to keep the
8 cover from slipping, and we imagined all kinds of things
9 like grooming it, rebar sticking up and holding the cover
10 in place, but nobody knew exactly what it was going to be.

11 And so I guess we'll hear from Mo tonight on
12 those specifics.

13 And then there was a heated discussion

14 actually about the revegetation plan, and it seemed to be a
15 conflict between what the Park Service thought should go
16 there and what the Trust thought should go there, and that
17 was actually quite interesting, because I've never seen
18 such an open controversy at a public meeting.

19 But Brian is not here tonight.

20 MR. ULLENSVANG: I'm here.

21 FACILITATOR KERN: He's here.

22 MR. BERMAN: He's hiding.

23 So I hope there's some clarification on that,
24 because that was kind of a surprise to see that there was
25 some still ongoing discussion as to what the -- what the

7

1 vegetation would be like.

2 And then finally we discussed 1 and 2 and
3 some additional trenching that's going to be done for 1 and
4 2, and presumably you'll hear about it tonight or -- or
5 eventually there'll be some discussion about that
6 trenching, and I guess it all had to do with really
7 determining what the boundaries are.

8 And as you know, the boundaries are important
9 because they determine the volume, and the volume
10 determines the expense, and so the hipbone is connected to
11 the tailbone, et cetera, so that's about what we covered,
12 and I thank the Park Service and the Presidio Trust for
13 entertaining all my questions, even though they didn't
14 answer them.

15 FACILITATOR KERN: That's true. It was
16 quite an experience. Sam had the floor.

17 I can add a little bit to the fill site 1,
18 landfill 2. I think there is going -- there have been a
19 number of trenches defining the extent of it, but I think
20 there are total depths in a couple of places. So that's
21 still to come in those investigations.

22 Any questions for Sam while we have him on
23 the hot seat?

24 MR. BERMAN: Yes, and Doug had a four inch
25 thick document that he passed over to me and said, "Would

8

1 you read this?" hoping to keep me quiet, but I didn't read
2 it, and I don't know if he brought it tonight, but it was
3 the ninety percent engineering plan, and I guess if we've
4 gone beyond that tonight, Mo will tell us.

5 FACILITATOR KERN: Very good. If there's
6 not any other further committee business from last week or
7 three weeks ago now, I guess we'll turn it over to the guys
8 to talk about the designing plans, the current state of
9 them.

10 MS. FANELLI: Mo and I are going to go
11 through that together, but before we get started, I wanted
12 to go over old business.

13 You asked me two meetings in a row about the
14 insurance policy extension, and I finally got around to
15 nailing our environmental attorneys' feet down and
16 confirmed that the real policy which deals with the unknown
17 contamination does have a provision at the end of the term.

18 We can extend the policy for a three-year
19 period -- that's the maximum extension -- at 25 percent of

20 the premium.

21 I know you're going to ask me what the
22 premium was. I don't have the actual number in my head. I
23 believe it was on the order of 7, 800,000.

24 The decision on the Trust, which we'll get
25 towards the end, whether or not we want to extend the

9

1 policy on that dollar amount, which will be somewhere on
2 the order of a quarter million dollars for the three-year
3 extension.

4 So that's something that obviously we'd be
5 looking at as we go forward.

6 Our unknown sites, as you know, are going to
7 be addressed at the end of the remediation schedule. So
8 that need and the tradeoffs of the costs, the risks will
9 become a lot clearer, I would imagine, the next several
10 years.

11 The other policy, the RSL policy does not
12 have an automatic extension based in it at all.

13 MR. BERMAN: So is the extension that's
14 permitted have to be mutually agreed or is it unilateral on
15 the part of the Trust? They can just say they want the
16 extension?

17 MS. FANELLI: I think the Trust can say they
18 want the extension on the real policy, but not -- we don't
19 have the same benefit on the RSL. So that was one thing
20 that I know was on my action item list.

21 FACILITATOR KERN: Thank you.

22 MS. FANELLI: You're welcome.

23 FACILITATOR KERN: So again for the real is
24 the going over the amount over the hundred million, and the
25 RSL is for unknown?

10

1 MS. FANELLI: No. The reverse. The real is
2 for the unknown contamination, of which we've already
3 issued claims and received payments, primarily because of
4 Baker Beach 2A above and beyond the cost of the policy.

5 So that policy right now has more than paid
6 for itself, obviously.

7 FACILITATOR KERN: So that would mean for
8 the -- I'm just a little bit confused. For the things we
9 know about, we still have to get all that done by the 2014
10 deadline?

11 MS. FANELLI: That is correct. Actually all
12 costs have to be extended. The real is slightly different.
13 A claim has to be made by the May 2014 date, and then we
14 have provision for the extension.

15 The RSL, the costs need to be incurred by the
16 2014 date.

17 FACILITATOR KERN: So if we were to do an
18 investigation and find unknown sites and it was a big one,
19 then it would make a lot of sense to get the extension, but
20 that is not really going to apply to the --

21 MS. FANELLI: Correct.

22 FACILITATOR KERN: -- others?

23 MS. FANELLI: Correct.

24 FACILITATOR KERN: Thank you.

25 MS. FANELLI: You're welcome.

1 All righty. So here we go. On this
2 presentation, we've modified it a little bit from what we
3 did last -- I believe it was September or October 2008. We
4 had a short presentation that was more on the conceptual
5 design at that point.

6 This presentation will -- go ahead. We'll go
7 to the agenda side.

8 We wanted to kind of review the -- I'm not
9 going to go into the environmental process, because we're
10 all intimately familiar with that.

11 The remedy elements, quick review on that,
12 and then an overview of the design and construction
13 elements, and at this point, I'll turn it over -- when we
14 get to this in e-mail, I'll turn it over to Mo to walk you
15 through it.

16 I will come back to talk about the
17 restoration and respond to Sam -- some of Sam's comments
18 that he made about our planning meeting session, and then
19 finish up with the status and our schedule to complete.

20 All right. So you're all familiar with where
21 everything is. Landfill 10, and we're showing PHS fill,
22 the eastern extension, if you will, or append damage to
23 landfill 10.

24 Landfill 8 and its current outline, which is
25 graded area 9, is the big sand pile there on the top of the

1 screen.

2 Okay. A summary of everything that we went
3 through. As you know, in February of 2009, we finalized
4 the RAP and the CEQA documents, so they are the basis of
5 our design moving forward, and for graded area 9, the
6 decision document was done earlier previously in June of
7 2007, and we saved the remedial construction so that we
8 could enjoy the efficiencies of doing all three sites with
9 each other at the same time since they're close.

10 Okay. So the landfill 8 elements. We're
11 going to be removing the existing tennis court and asphalt
12 parking area. That material will be ground up and
13 beneficially reused as aggregate base for landfill 10
14 paving.

15 When we do that and when we're done with
16 that, we're going to institute a land use control, but
17 we're going to install a minimum three foot thick dune sand
18 cover that will ultimately be vegetated with dune scrub and
19 dune annual habitat, seeded by Trust Natural Resources
20 folks.

21 Although Terry's not here -- and I'm not sure
22 if she's going to arrive today, but she can describe that
23 there's also additional work that our natural resources
24 folks are going to do towards the north of landfill 8 to
25 expand some of the habitat coming off of the Nike swale.

13

1 So that work is being coordinated, although I
2 don't have the details to talk about that project in
3 particular.

4 And then we are going to do ongoing
5 groundwater monitoring. There is an additional well that
6 we will be installing to the southwest of landfill 8.

7 Okay. Landfill 10. We're going to be
8 grading the slope, and the purpose of the grading is
9 again -- is the seismic issue that Sam described, and we
10 talked about it at one of the RAB meetings I think in
11 detail -- based on the excellent review of the seismic work
12 that Doug did, looking all those calculations.

13 So the design for earthquake was indeed the
14 San Andreas earthquake of 1906, and our stable slope
15 configuration is 1.75 to 1 slope.

16 That material will be preferentially cut from
17 the face of landfill 10, which is basically material now at
18 the angle of repose. It will be consolidated on the top
19 deck.

20 Any large concrete or inert building rubble
21 material like that that can be ground, similar to the
22 asphalt and concrete curbs, will be ground so that we can
23 compact it and consolidate it and reuse it actually at
24 world base.

25 There will be some placement of engineered

14

1 fill on the slope to get to the design grades. Then a two
2 foot soil cover will be placed on the slope.

3 In addition, we're going to be importing some
4 additional fill to the top deck to reach our final design
5 grade for the parking lot, and then that will also be
6 covered with either the new parking lot or two foot of

7 clean fill and then vegetated.

8 MS. BLUM: Eileen, what will be the source
9 of the additional fill?

10 MS. FANELLI: The additional earth will
11 probably be existing earth piles that -- piles that are on
12 the Presidio. There's existing soil piles at Nike site,
13 for example, that have just grown over the years.

14 We've done some sampling and testing of the
15 engineering properties it meets our general fill
16 requirements.

17 MS. BLUM: Wouldn't you use other auxiliary
18 seed banks from other areas?

19 MS. FANELLI: This wouldn't be material that
20 would be up on the top that will grow. This is general
21 material under the asphalt.

22 That's a very good question and comment.
23 This would not be a design for cover soil. It will be
24 general fill that would have cover soil placed on top of
25 it.

15

1 But I wanted to be clear, too, that we are
2 looking to see if we have quality -- good enough quality
3 soil on the top deck that we could also use for landscaping
4 soil.

5 We do have stockpiles at the Presidio that we
6 use for landscaping, and we're -- some of those soils are
7 right now, like in the dust bowl and some other areas, and
8 we're doing some testing on those to see if they would be
9 suitable in use for landscaped areas in recreational area

10 B.

11 MS. BLUM: Is that something that Natural
12 Resources gets involved with?

13 MS. FANELLI: Mm-hmm. They do.

14 They actually have been very much involved in
15 the revegetation plan, which has been primarily driven by
16 the team that's working on the PSH development, and that
17 will be planning, it will be Chandler McCoy's group and
18 Michael Lam who did work with Terry and Terry's group, Mark
19 Frey on that vegetation plan for area B landscape.

20 It does incorporate -- we'll see it. It does
21 incorporate a fair amount of native plants, as well, in
22 area B.

23 We would have land use controls issued,
24 because we're covering the waste and leaving it in place,
25 and then we would also do ongoing groundwater monitoring as

16

1 we need to.

2 Okay. On graded area 9, there is still some
3 limited trenching that we need to do on the edges to
4 confirm the extent of that fill area, and we would do that
5 as we are moving sand off.

6 We want to try -- right now it has a sand
7 pile on it. We want to get some of that off on to 8 to
8 give us a little more flexibility moving material around
9 the site to get to the edges and expose it.

10 We would do our trenching to confirm the
11 limits of the fill, which involves some sampling of the
12 debris itself, and -- and then ultimately we would agree on

13 those edges and we would place the remaining sand at graded
14 area 9 at a minimum three foot cover, and you'll see the
15 grading plans. Mo will describe them.

16 There's always a minimum, but there's
17 actually quite a bit of topography to it. As a dune
18 habitat to be restored and replanted as a dune scrub, dune
19 annual habitat.

20 Okay.

21 MR. BAZAUGANI: So --

22 MR. BERMAN: Is there a moment for a
23 question?

24 MS. FANELLI: Sure.

25 MR. BERMAN: Both 9 and 10 have land use

17

1 controls.

2 Can you say just a little bit more about what
3 those are going to be?

4 MS. FANELLI: The land use controls -- yes.
5 Actually, all three sites will have land use controls.
6 Graded area 9 won't really have a control, because there is
7 not a limit -- documented human health risk. There's an
8 ecological risk.

9 It will basically have a land use
10 notification, so what's the difference between a
11 notification and a control?

12 The land use controls will identify in our
13 system, the Trust system and the Park Service's systems
14 that they establish for landfill 10 that the site has
15 debris fill on it, and it will impose any requirements that

16 we would have for workers working underneath the cap.

17 So, for example, a utility line goes through
18 PHSH fill or utility line goes through -- there aren't, to
19 my knowledge, any utility lines under landfill 8, and there
20 are under PHSH fill and the parking lot under landfill 10.

21 So if we had to have our workers go out there
22 and do any work, then we would document the process that
23 they would have to go through with this land use control
24 and any protective measures that they would have to take,
25 and any requirements to remove -- excess requirements to

18

1 remove the landfill and properly handle it as part of their
2 work.

3 It will also indicate hey, there's a landfill
4 here, and you need to limit the use of that area to the
5 recreational land use.

6 The notification would simply be hey, there's
7 debris fill here. There's no known health risks, but
8 here's some precautions for how to handle that material;
9 again, not to spread it around, but to be protective and
10 keep the cover maintained for the ecological benefits that
11 it provides, and I don't know, Bob, if you want to add to
12 that at all.

13 MR. BOGGS: Yeah. One of the biggest
14 differences between a notification and control is for them
15 to lift a control; i.e. to make use of the property for
16 unlimited uses, they need my agency's approval.

17 For land use identification, if they want to
18 refurbish that property, they can do it on their own free

19 will, because at this point, they're not exceeding a
20 regulatory human health standard.

21 So the notification helps if they want to
22 refurbish the land into an ecological habitat, and so it
23 serves that good purpose, but really the land use control
24 is also then documented with our agency, and we follow up
25 with inspections and it's part of the ongoing stewardship.

19

1 MR. BERMAN: So if you have a notification
2 like in 10, then does that have restricted use?

3 MR. BOGGS: It can be a land use control,
4 because it's a landfill material and there's potential
5 health risk there. So they just can't decide to up and
6 build a day care center there.

7 In graded area 9, it's just -- it's
8 ecological, and they can decide to build a healthcare
9 center or anything there and not require my agency.

10 MR. BERMAN: Right, but when it comes to the
11 controls in 10, for example, then presumably it's --
12 there's -- as it is planned now, there would be a
13 restriction on what the area could be used for?

14 MR. BOGGS: Mm-hmm.

15 MR. BERMAN: And I was just wondering
16 whether that prevented anything from being built on it at
17 all.

18 MR. BOGGS: No. There's actually a
19 procedure that they can go through to lift the restriction.

20 It would have to be evaluated what they were
21 proposing to put there, just like they're doing this design

22 now to put a parking lot on top. A parking lot is
23 considered an appropriate use for that area, so we're
24 easily going to approve that.

25 MR. BERMAN: Right. It's well-known that

20

1 following a parking lot is usually building of some sort.
2 So, I mean, could it be like an office building of some
3 kind?

4 MR. BAZAUGANI: Sam, I believe the parking
5 lot -- sorry. It's built -- the parking lot is built per
6 the agreement that the Trust has with the City for the
7 building that's next door.

8 MR. BERMAN: Right.

9 MS. FANELLI: I guess to answer your
10 question, Sam, if we decided to put a building on that
11 parking lot -- so build townhomes there -- we would have to
12 go back to DTSC and get permission for that type of
13 activity. Because there is a land use restriction on that
14 area for recreational type uses.

15 MR. BERMAN: Yeah. I understand that, but
16 the question is: Is it -- is the level -- the level of
17 toxicity that remains in place is not such that it would
18 prevent having some kind of building there. I mean --

19 MR. BOGGS: It generally would. It's not
20 out of the question. They would have to jump through many
21 hoops in order to put buildings there.

22 They could not put residents there, end of
23 story. We don't meet residential cleanup levels.

24 Industrial worker cleanup levels, I haven't

25 compared those levels.

21

1 The other thing that can be done and is
2 sometimes done at these places is they can put in
3 engineering controls so that the building can be safely
4 occupied.

5 So potentially it can be done if they jump
6 through a lot of hoops to assure that the building would be
7 safe, but it's not an easily done or likely thing.

8 MS. FANELLI: The future land use for that
9 area is not to add any buildings, as you know. The Trust,
10 it manages its -- I guess its building square footage
11 pretty tightly because of our enabling act, if you will.

12 MR. BERMAN: Right. But we're considering
13 not in the next few years. This is a -- this is sort of
14 the in perpetuity solution.

15 MS. FANELLI: Right.

16 MR. BERMAN: So fifty years from now, maybe
17 there'll be some pressure to build townhome residences
18 there.

19 MS. FANELLI: And we would have to go back
20 to DTSC or the successor agency or whatever that structure
21 would look like, but you're absolutely correct. Our
22 requirements to manage the landfill is in perpetuity and to
23 maintain the cover on that material.

24 MR. BOGGS: That's part of the purpose of
25 that land use control is really to do that so that it's a

1 recorded documented item.

2 In federal property, it's different, because
3 there's not a deed. Normally my agency would actually
4 attach this land use control on to the deed.

5 MR. BERMAN: Thank you.

6 MR. O'HARA: Where would you record that
7 document? There is no deed -- no deed restriction, so
8 where is that -- where is that document recorded?

9 MR. BOGGS: That's a document that actually
10 we just -- right. It's called a Land Use Control Master
11 Reference Report. So it's agreed to -- attorneys are
12 involved in this, and so I'm trying to paraphrase what the
13 attorneys -- how they're working out the legal framework
14 for this -- the RAP, which is signed by the Trust
15 management and DTSC management, serves as the legal
16 mechanism for the language that's in this land use controls
17 master reference report, so that makes it legally
18 enforceable through our agency.

19 Then how that is used as far as the Trust in
20 their review process for projects, I think Eileen described
21 that a little bit. So that people are alerted.

22 There's certain things they can do, like put
23 in utilities in a restricted manner without needing our
24 approval. There's certain things they can't do without our
25 approval.

1 But that's my understanding is the RAP

2 releases the legal mechanism for the land use control.

3 MS. NEWTON: Is it on file with the state?

4 I think that's what you're asking. In fifty years, if
5 somebody wanted to do something, how would we know where
6 all these records --

7 MS. FANELLI: They are on file with the
8 state, and the land use control document is approved by
9 DTSC as a regular requirement under the consent agreement,
10 and then we have a process that's in place, and the Park
11 Service will have something similar.

12 It will look a little bit different, because
13 they're structured a little bit differently, but we will
14 have equivalent documents that are part of our normal
15 policy and procedures, and we've already set that up.

16 So, for example, on some of the sites where
17 we've done cleanup, but there's still control, we have the
18 master document, what we're calling the addenda, which are
19 the detailed controls of that particular site, and it is
20 defined by metes and bounds, if you will, we've put in
21 the -- what's the right word? Not metes and bounds.

22 You put in coordinates of the area that is
23 actually subject to the land use control, and then we have
24 our structured so that it's actually accessible through a
25 geographical information system, so we can go out and see

24

1 them, pull out the documents that pertain to it.

2 So it's a fairly robust process.

3 MR. O'HARA: One other question, and that is
4 you put a cap on these -- on these areas, and is there a

5 protocol that is established for breaching that cap for
6 whatever reason, utility installation, et cetera, et
7 cetera? And is that something that DTSC has to review and
8 approve, or how does that work?

9 MS. FANELLI: There are protocols, and
10 within this land use master document, we have a couple of
11 processes.

12 You can't just go and dig by a utility in the
13 Presidio. They have to go through a process that actually
14 forces -- right now our group, to review their request in
15 the context of are there any land use controls on the site,
16 or if it's in an area that we haven't remediated yet, we
17 also look at that and then put our requirements on how we
18 have to handle the material.

19 Most of the time, if they're doing something
20 that's going to generate excess material and it's stuff we
21 don't want, we ask them to take it off-site, for example,
22 so that we can ultimately get things like clean corridors
23 for utility workers to go in and fix pipes or whatever they
24 have to do.

25 Does that make sense?

25

1 MR. O'HARA: Absolutely.

2 I was just wondering what sort of utilities
3 are there under this -- these landfills that you are
4 proposing to cap.

5 MR. BAZAUGANI: Well --

6 MS. FANELLI: All of them.

7 MR. BAZAUGANI: There's a fiber optic line

8 that runs underneath landfill 10. There's the -- the same
9 line runs underneath landfill -- underneath graded area 9.

10 MS. FANELLI: There's storm water lines in
11 the developed areas.

12 MR. BAZAUGANI: Right.

13 MS. FANELLI: It really varies from site to
14 site.

15 At the public service hospital, because of
16 those buildings, we had those running out of buildings.
17 Mainly they're on-street right-of-ways, and we do have
18 those maps.

19 Most of the time, we don't have to go in and
20 do anything. As you can see, we're reconstructing storm
21 drains in the vicinity of landfill 10. Now those will be
22 in a new location.

23 MR. O'HARA: That was sort of what I was
24 hinting at is fiber optic lines could be rerouted. Non-
25 major utility installations, it would seem to me to avoid

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1 having to go under the caps.

2 It would be simpler to reroute them at this
3 time, would it not?

4 MS. FANELLI: We do that when we can.

5 If there's a new utility background
6 project -- and for example, the Trust is -- one of the
7 projects that our work is associated with, so we have been
8 working closely with them to make sure that their work puts
9 the utilities away from waste where possible and creates
10 clean corridors.

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11 MR. O'HARA: Thank you.
12 FACILITATOR KERN: Jan, did you have a
13 question?
14 MS. BLUM: Eileen, first of all, I'm not
15 sure this is an accurate statement, but it seems to me that
16 the remediation will go away after 2014 or thereafter.
17 Who will be the gatekeeper? That's question
18 number one. I have a question about graded area 10 versus
19 9.
20 MS. FANELLI: The first question. We won't
21 really go away. We will change our function, but the Trust
22 is fully aware that there's a legacy to maintain.
23 MS. BLUM: Mm-hmm.
24 MS. FANELLI: And a compliance function. So
25 we will not be doing active remediation the way we're doing

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1 it now, but there will be a need to have the function --
2 if, for example, unknown sites are found in the future, or
3 a stray tank is found in the future, which happens more
4 regularly still than we like to -- like to have happen. We
5 run across tanks that we didn't think were there.
6 So there will always be some group. It will
7 not be the same size. It may not have the same makeup,
8 disciplines of individuals.
9 MS. BLUM: Okay. Then the second question
10 is: You mentioned there were going to be three feet of
11 soil on top of graded area 9, but we're only going to cover
12 a slope on landfill 10 with two feet.
13 So could you explain why a flat area's going

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14 to get more cover than a --

15 MS. FANELLI: The three feet was based on
16 the ecological numbers. Landfill 10's primary health and
17 safety issues are human health by the benzopyrene, which is
18 different than graded area 9, which I believe is mainly a
19 handful of metals above ecological numbers, and our -- our
20 operating procedures for most of the eco is that three foot
21 cover, because that's what the worms burrow in that the
22 robins eat that then the receptor might catch. So that's
23 the primary difference.

24 MS. BLUM: The graded area of landfill 10
25 relative to Lobos Creek, it seems to me that that area

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1 would be more at risk for human health than graded area 9,
2 and it still has a lesser cover.

3 MS. FANELLI: It's -- it's not lesser in
4 terms of exposure or protection of the -- of the human
5 recipient.

6 MR. BERMAN: Doesn't 9 have a much -- a
7 lower level of COC?

8 MS. FANELLI: It does not have human health
9 risks. It imposes eco risks, and the problem that we can
10 generally control people on a cover is two foot thick, but
11 we can't control the worm that may be burrowing or the
12 critters.

13 That's why there's a three foot thick cover
14 there. It's really primarily for the ecological receptors.

15 MS. BLUM: It doesn't make sense to me, but
16 thank you.

17 MS. FANELLI: This slide here just
18 summarizes the material balances, and, you know, I could
19 hand it over to Mo here just to let you know how we're
20 using the sand in graded area 9.
21 MR. BAZAUGANI: So there's about 45,000 --
22 these numbers are approximate. Some plus or minus, you
23 know, 500 or a thousand yards, but you can see it doesn't
24 add up. We may be a hundred yards area at graded area 9.
25 So 45,000 yards at graded area 9. About

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1 24,000 is going to landfill 8 to create the three foot
2 cover plus the dune shape covers that are designed for this
3 site so that the native habitat and lyssingia grow in the
4 landfill 8 area.
5 About 3,100 cubic yards will go to landfill
6 10. A lot of that is going to go along the toe, and some
7 of that is going to go on the parking north of the trail
8 area.
9 About 18,000 yards will go into graded area
10 9. That will be shaped into a dune shape, which I'll show
11 you later on.
12 On landfill 10, there is a -- the parking lot
13 right now has a grade of about seven to eight percent, and
14 we want to change the grade of the parking lot to be at
15 five -- five or six percent.
16 So right now the grade of the parking lot is
17 like this, and we're going to change the grade to a less
18 steep parking lot, and that means importing some material
19 on the south side of the parking lot so that the slope is

20 reduced.

21 And we're going to bring in about -- whether
22 we're -- whether we're doing the cutting of the slope to
23 meet seismic requirements, we're going to generate about
24 5,000 cubic yards of till material extra, and so that 5,000
25 cubic yards, we're going to bring it up to the top deck

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1 area, and we're going to take out the large chunks of
2 concrete and crush it and put it back in there.

3 Then there is about a -- going back to the
4 top area again, we're going to bring in about 7,000 cubic
5 yards and fill of base rock. Some of it is going to come
6 from graded area 9.

7 As Eileen mentioned --

8 MS. FANELLI: Nike. sorry.

9 MR. BAZAUGANI: Sorry. From landfill 9 and
10 Nike. Landfill 8, we're removing the asphalt and the base
11 rock there at landfill 8, and so we're going to crush that
12 and bring that over to landfill 10 for -- for fill
13 material.

14 Then we're going to bring in about 7,000
15 cubic yards of soil to put a two foot cover over the slope.
16 That's clean soil we're going to import from an outside
17 source, and that means all the chemical requirements of
18 soils that meet the standards of area 8.

19 And then on top of that, there's about 3,700
20 cubic yards of soil that we're going to use on the top deck
21 as agricultural -- sorry. Yes. Agricultural fill soil,
22 and then the soil on top of the BMPs so that the vegetation

23 can grow.

24 That's a two foot cover over the area in the
25 parking lot area, around the parking that is not -- that

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1 doesn't have asphalt.

2 So all -- all of -- all of landfill 10 is
3 going to get covered by either two feet of soil or asphalt.

4 MS. FANELLI: Not two feet of asphalt.

5 MR. BAZAUGANI: Not two feet of asphalt, no.

6 MR. BERMAN: What's BMP?

7 MR. BAZAUGANI: That's storm water best
8 management practices. I'll get into that.

9 MS. BLUM: So that's 16,700 feet of soil, of
10 which only 3,000 is in a sand pile, if my figures are
11 correct.

12 MR. BAZAUGANI: No, no.

13 MS. BLUM: Let's see. Landfill 10, seven
14 plus seven, and 3,700, those last three numbers, plus the
15 graded area 9.

16 MS. FANELLI: No. The 14,000 plus the 3,700
17 is not coming from graded area 9.

18 MS. BLUM: Okay. But it looks like, if my
19 math is correct, it's 14 -- 17,700 plus 3,100 is coming
20 from the --

21 MS. FANELLI: Is coming from the site.

22 MS. NEWTON: Coming to the site.

23 MR. BAZAUGANI: Yes.

24 MS. BLUM: So 13,700 feet of fill is going
25 to be added into landfill 10.

1 MR. BAZAUGANI: Yes.
2 MS. FANELLI: That's correct.
3 MS. BLUM: On the slope on the top deck.
4 MS. FANELLI: Two foot on the slope, so it's
5 actually -- two foot from the existing slope. So the toe
6 will actually extend because it's at a diagonal four foot
7 further out, and the top deck on the southern area is going
8 to be raised about ten feet from its current grade.
9 So that's -- a significant amount of general
10 fill is going to be coming.
11 MS. BLUM: And where will the storm water,
12 the BMPs, what will they drain into? Will they drain into
13 the sewer system?
14 MS. FANELLI: PUC.
15 MS. BLUM: PUC.
16 MS. FANELLI: And we have the detail on
17 that.
18 MR. BAZAUGANI: So we had landfill 8, and
19 we've added a trail, and this is the fence line right
20 adjacent to the trail and the trail, and the trail --
21 there's an existing trail that's here. That trail is going
22 to get buried underneath the sand.
23 MS. FANELLI: Abandoned.
24 MR. BAZAUGANI: Abandoned, buried. And --
25 so there's going to be a fence line that's going to be put

1 here so that people do not encroach on to the dune sand
2 that's here, and this is the lyssingia habitat that we've
3 identified based on last years's survey, and we've met with
4 the Park Natural Resources Group, and right prior to start
5 of the field work.

6 We're going to do another survey and this
7 area may change a little bit based on their findings, and
8 the contractor knows that.

9 MR. O'HARA: Hold on. What will the fence
10 look like?

11 MR. BAZAUGANI: It's a -- yeah. It's a
12 cable.

13 MS. FANELLI: A cable.

14 MR. O'HARA: Close to cable like Crissy
15 Field?

16 MS. FANELLI: I believe so. It's whatever
17 the Trust standard. I'll be honest. I think it's just
18 post and cable, though. It's not a chain link.

19 FACILITATOR KERN: Not six feet high.

20 MR. O'HARA: With razor wire on top of it.

21 MS. FANELLI: It's really just to mark the
22 trail and discourage people from walking across the
23 dunes.

24 MR. BAZAUGANI: And you can see the shape of
25 the dunes here. This is actually more than three feet.

1 The minimum of use here along the perimeter is actually a
2 three foot minimum, and these areas in these dune shapes so
3 that native habitat can grow in that area, and the Trust

4 engineers are going to come and help the growth of the
5 natural resources in this area, things like lyssingia and
6 promote their growth in this areas.

7 MS. FANELLI: So Jan, to answer one of your
8 earlier comments or extend it, that dune design was
9 developed in conjunction with Terry Thomas' natural
10 resources to provide the best habitat with prevailing winds
11 for lyssingia plant.

12 The idea would be those top pieces have the
13 ability or the blowouts or the instability that lyssingia
14 needs while we maintain our minimum cover in the area.

15 MR. BAZAUGANI: The other thing I want to
16 add about this design is to protect this lyssingia habitat
17 here, what we ended up doing is we have to dig up the soil
18 that surrounds the lyssingia habitat and take it and place
19 it somewhere in this area and then cover it with sand, and
20 then bring in three feet of fill and place it here, three
21 feet of dune sand in this area.

22 It's about -- about 1,500 yards of fill is
23 going to get dug up from this area and placed here.

24 MS. FANELLI: All that grading is ongoing.
25 We have also required two monitors were we're having our

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1 natural resources person kind of watching the lyssingia
2 area, and to the north as you know are some of the wetlands
3 associated with the Nike swale, and they'll be working with
4 us to fence that area off and put any restrictions, work
5 with the contractor to make sure we don't have any
6 disturbance there, and also have a cultural resources

7 monitor full-time while we're doing the grading, as well,
8 because of the potential for -- of the cemetery for human
9 remains.

10 We're hoping that of course we don't see
11 anything, but we're just covering our bases by having both
12 types of monitors present during the grading activities.

13 MS. BLUM: Can you just highlight the Marine
14 cemetery on that drawing?

15 MS. FANELLI: That's about right. Mo's got
16 it there. You might come down a little bit further to the
17 south there.

18 MR. BAZAUGANI: Right there.

19 MS. FANELLI: Right there.

20 MR. BAZAUGANI: This actually -- I joke
21 about it. This actually looks like a shoe when you look at
22 it. This is where the toes are and this is where the heel
23 is.

24 MS. FANELLI: Yeah.

25 FACILITATOR KERN: I'm sure you've figured

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1 all this out, but if you need more soil down at 10, why
2 would you perhaps move that 1,500 down to 10 if you need to
3 import additional fill?

4 MS. FANELLI: I'm sorry. I'm not sure where
5 you're talking about.

6 FACILITATOR KERN: Mo was saying you're going
7 to excavate 1,500 yards and move it somewhere on to 8, I
8 don't know, spread it out, but you could use it down at 10.

9 MS. FANELLI: Actually, we're not taking any

10 waste material from 8 to 10, so the waste itself stays, and
11 that's basically to be conservatively compliant with
12 regulations in terms of moving potentially hazardous
13 material from site to site.

14 We are going to move the inert stuff, which
15 is the asphalt ag base that we come up with off of the
16 landfill. So we won't bring any waste fill from 8 to 10.

17 So we'll just kind of grade it across the top
18 as best we can.

19 MR. BAZAUGANI: And survey it and then put
20 three feet minimum over it.

21 FACILITATOR KERN: I think what was in the
22 back of my mind was perhaps if you have wind and things
23 blowing these dunes around, that maybe not to build a sub-
24 structure of waste to be sort of a base of a dune, because
25 the wind kind of comes in and blows the top of that sand

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1 away, then you have exposed waste, but I guess you're not
2 going to do that.

3 MS. FANELLI: No.

4 FACILITATOR KERN: You're going to spread it
5 out.

6 MS. FANELLI: Correct.

7 MR. BAZAUGANI: And -- yeah. And design for
8 the dunes are very conservative, very conservative.
9 There's going to be more than three feet of sand over the
10 footprint of that, because we anticipate that.

11 MS. FANELLI: There won't be -- even if you
12 talk to Terry in detail, they're not -- they're not --

13 they're not going to be traveling like in Death valley,
14 those kinds of dunes.

15 What they're trying to create is little
16 blowout areas where the annuals can take hold, but we don't
17 expect it to be a coastal dune because it's not -- this is
18 my understanding. It's not going to have that same dynamic
19 like the beach.

20 MR. BAZAUGANI: So this is the landfill 10
21 final grading plan, and so the dune sand that we talked
22 about from graded area 9 is -- to kind of orient you, this
23 is the south side.

24 This is the base or the slope and the public
25 health hospital, is right about here. Graded area 9 is

38

1 here.

2 The area that we're placing dune sand on is a
3 small strip on the north side of this area, and then this
4 area here is going to get dune sand placed, and that's
5 where the 3,000 plus cubic yards. The majority of it is
6 going to go in this area.

7 MS. FANELLI: And the two foot cover is
8 really from there down. You don't see the -- you're seeing
9 final contour times here where the sand is. Two foot of
10 cover comes down and the sand comes up against it.

11 MR. BAZAUGANI: Actually, what I was saying
12 is the contour of the two foot actually extends -- the two
13 foot cover actually extends beyond the limit of the dune
14 sand here. It's the angle of repose. That's the final
15 grading plans for landfill 10.

16 MS. FANELLI: The center overlook is at this
17 point to be constructed. The northern overlook was
18 removed, and I don't believe it's planned to be
19 constructed, and the southern overlook is likely not to be
20 constructed at this time, either.

21 This is not a remediation issue. I guess
22 what I should point out is -- we've talked about it. Is
23 that the remediation plan are now being coordinated for
24 some of the trails and the parking lot and work associated
25 with the Public Health Services Hospital, and we've just

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1 recently learned, I think today or yesterday, that the
2 southern overlook will likely not be constructed at this
3 time.

4 It's basically just a flat kind of platform
5 with a bench, anyway, so we might actually give them a pad
6 and they can come back in the future, but it's not a -- the
7 only structure really into is the slope for an overlook
8 will be the central overlook there.

9 MS. BLUM: Eileen, since this area abuts one
10 of the deadest areas of the Presidio in terms of forest,
11 the old cypress grove there is dying, does Peter Erlich get
12 a look at these plans in terms of what he might be planning
13 to do in terms of denuding more trees -- there's so many
14 dead trees there. That area could be subject to huge winds
15 in the future.

16 I don't think they're replanting it, and I
17 think it's designated as a potential lyssingia recovery
18 zone.

19 How does the wind sweep and the sand and all
20 that -- my real question is: Does forestry and restoration
21 plan all mesh up with this area being appropriately
22 treated?

23 I know this is very late in asking this
24 question.

25 MS. FANELLI: I would answer yes. It's not

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1 a forestry area. So the corner is native.

2 MS. BLUM: The corner is, yes. Dune sand.

3 MS. FANELLI: I'm not sure exactly where
4 you're speaking of.

5 MS. BLUM: The dead cypress trees all along
6 that hill and along that whole area down to Lincoln.

7 MS. FANELLI: Up where the light is now?

8 MS. BLUM: Yes.

9 MS. FANELLI: I suppose Brian might be able
10 to talk about those plans for that little strip of existing
11 trees. Because part of it is special zone.

12 MR. ULLENSVANG: It's mostly in the special
13 management zone. If you recall from the BMP, the decision
14 to clear that or not was postponed.

15 MS. BLUM: Right.

16 MR. ULLENSVANG: We are talking about
17 removing some of the trees as part of this project to
18 enhance the lyssingia habitat near landfills, but that
19 is -- that stand of trees is in Park Service land.

20 MS. BLUM: I didn't realize that.

21 MR. ULLENSVANG: Right now we don't have

22 specific plans to do one way or another, clear or not clear
23 the large stand of trees.

24 MS. BLUM: Well, I know that they've done
25 some wind studies, and the tree reforestation has taken

41

1 into account how fast they can deforest and then replant
2 without wreaking havoc on the remaining forest and so on.

3 I just bring that up. It's the first time I've
4 seen this drawing, and I think it occurred to me without
5 knowing where all the stand was going to go that that could
6 be a real problem down the road.

7 I'm sure everyone's going to take it into
8 consideration --

9 MR. ULLENSVANG: As you know, that stand of
10 trees is very difficult to determine what is to be done.
11 It a lyssingia recovery zone, you're correct.

12 MS. BLUM: With all that fill around there,
13 it just seems like that would be even more problematic.

14 MR. ULLENSVANG: When the Trust did their
15 clearing of the slope, they did remove trees within ten
16 feet of the base of the landfill.

17 So the very edge of that stand did have some
18 trees removed, and we're talking about removing a small
19 number of additional trees out in that area where the
20 lyssingia could grow.

21 MS. FANELLI: It may not be of interest, but
22 Peter is doing a tree study on PSH fill, and he's
23 recommending trees to be pruned because they represent a
24 hazard to the folks directly under that or to the adjacent

25 houses on 15 and 14, and that information is shared at the

42

1 quarterly Public Health Services Hospital meetings that we
2 hold.

3 MR. BAZAUGANI: So this design has a couple
4 of trails that actually come along here and they go to this
5 area. The trail extends actually matches up with here.

6 And then these are -- I'll show you that in
7 the next couple of figures. That's where the BMPs are
8 placed, the storm drains, actually. They go through this
9 area and the whole parking lot drains here.

10 And these areas are here, where you don't see
11 trails and parking is the vegetated area. That's where
12 there will be cover.

13 This is graded area 9, and again you can see
14 the contour of the dune sand being placed over graded area
15 9.

16 Again, this figure is very approximate
17 because still we don't have the final edges of the graded
18 area 9 defined.

19 As Eileen mentioned, we're going to do some
20 additional investigation along the edges, do some trenching
21 along the edges here. Define the edges and then revise our
22 design so that the contractor can place the dune sand over.

23 Transportation is making -- enhancing the
24 contractor and the trucks will not be able to enter or exit
25 via 14th and 15th Avenue, 25th Avenue, Arguello Boulevard

1 or Presidio Boulevard gates, and only -- all the trucks
2 needing to go north on Battery Caulfield, west on
3 Washington, north on Lincoln and then go over the Golden
4 Gate Bridge, and then on that, get on either 19th Avenue or
5 on 101.

6 And then the visitor, pedestrian, bicycle
7 traffic will be rounded around construction zones with
8 fencing, signage and flagmen, and then there will be no
9 long-term road closures.

10 There will be flagmen, because there will be
11 a lot of trucks moving dirt and soil from -- from landfill
12 8 and graded area 9 to landfill 10 or from graded area 9
13 across Battery Caulfield to landfill 8.

14 So there will be quite a lot of traffic and
15 signalmen, flag people.

16 This is the haul route map. Again, this is
17 the work area, and what I've described earlier, the trucks
18 will go this way and then they will get on 101 either going
19 north or going this way and go down south.

20 We're going to make sure that no trucks -- no
21 transportation trucks come through this area.

22 MS. FANELLI: We've never used residential
23 gates, so basically we want people using residential gates.

24 MR. BAZAUGANI: This is a picture of the
25 temporary parking area. This is to the west of landfill 8,

1 and we need temporary parking because currently -- because

2 of the construction activities taking place at PHS
3 Hospital, the trucks need parking.

4 So once we start working on the landfill 10
5 area, that parking lot is going to get closed. So those
6 people that are parking there, we have to provide
7 additional parking for them.

8 MS. BLUM: What is this near?

9 MR. BAZAUGANI: I'll show you that in the
10 next figure.

11 So this is landfill -- this is landfill 8.
12 This is graded area 9, and this is the area between graded
13 area 9 and landfill 8, and this is Battery Caulfield.

14 MS. FANELLI: So it's behind those little
15 small buildings. I forget the numbers. Brian, you're
16 always good with the numbers.

17 MR. ULLENSVANG: I don't know.

18 MS. BLUM: The biological buildings.

19 MS. FANELLI: Basically, we're going to put
20 temporary parking there, and this is because at Public
21 Health Service Hospital, there's multiple work going on.
22 Forest Cities is currently doing construction.

23 We have our utility work that's ongoing
24 there, and we're also doing renovations to building 1808
25 and remediation will be happening.

45

1 So it's actually a highly congested area and
2 it's going to be actually a very intense construction
3 season and we're trying to all get along, and because of
4 union workers under plant at Forest City, there are

5 agreements in their contracts for different trades about
6 how they are provided parking, and it is down to how many
7 feet they have to walk from their vehicle to their site.

8 So we are forced to -- this is not for
9 remediation people. This is because we're forcing other
10 workers off of landfill 10, and they're going to have to --
11 one of the first things they're going to do is create this
12 temporary construction.

13 As you can see, we're going to have to give
14 up a portion of landfill 8, and we've got the sequence so
15 that we can do that, provide them the parking.

16 When this parking's ready they give up
17 landfill 10 and our contractor goes and does landfill 10.
18 We give landfill 10 back. These guys all move out of there
19 and we can finish our work.

20 That's part of the sequencing. Our guys will
21 have to fend for themselves, but we're also providing lay-
22 down at the Nike site.

23 So equipment laydown will have been up the
24 hill for plant, which is Forest City's operation, and their
25 workers will be parking here, and our guys will squeeze in

46

1 between wherever they can.

2 MR. O'HARA: How much grading do you have to
3 do?

4 MS. FANELLI: Very little grading. We're
5 simply going to put in some gravel, and our wood chips.
6 That area's graded area. We're going to put in some
7 additional base for the cars, and we're going to have to

8 put in a little gravel there. And our contract includes
9 removing that after we're done.

10 MR. O'HARA: No hard services?

11 MS. FANELLI: No.

12 MS. NEWTON: Is building 1808 in there
13 somewhere? Where is building 1808?

14 MS. FANELLI: It's just east, southeast of
15 1801. So if you come in 14th, the building that's in front
16 of you. It's being renovated for small offices.

17 MS. BLUM: Eileen, what time will the
18 workers leave the premise, all of them? What will be the
19 latest hour?

20 MS. FANELLI: Our working hours, I believe,
21 right now are 8:00 to 6:00.

22 MS. BLUM: 6:00.

23 MR. BAZAUGANI: That's our working hours.
24 The working is 7:00 to --

25 MS. FANELLI: The plan that is slightly

47

1 different hours, but I believe they have prohibitions
2 starting up noisy equipment before 8:00 AM.

3 MS. BLUM: Okay. That is a very active
4 wildlife area, as you know, too. They're not going to plan
5 on building any night lighting or anything to protect all
6 this equipment, are they, up on the Nike Swale?

7 MS. FANELLI: Not on Nike Swale. Nothing
8 will be on the Nike Swale. The Nike site, no.

9 I can't promise you that there wouldn't be
10 night lighting. I can't imagine that it would happen,

11 because the plan right now is if they do work nights,
12 they're working interior to the building.

13 MS. BLUM: I was thinking to protect
14 equipment, that kind of night lighting that they do.

15 MS. FANELLI: I don't believe so. The Nike
16 site is fairly secure. It's fenced. The gate can be
17 locked at night.

18 MS. BLUM: Not to press the point. That is
19 a dark sky here, and it should remain that way, and I'd
20 like some assurance that that will happen.

21 MS. FANELLI: If we have to do night work at
22 that point, I believe we'd have to go back to our end
23 square process. That is our equivalent of National
24 Historic Preservation Act review.

25 So that's -- any proposal to do that would be

48

1 reviewed in that light, a NEPA light, and restrictions to
2 protect wildlife would be provided for.

3 Actually, after this -- Terry's again not
4 here, but I can give you some plans of what we're doing up
5 at Nike that's not part of this project, but would be of
6 interest to you in terms of the wildlife corridor.

7 Okay.

8 MR. BAZAUGANI: These are the storm water
9 BMPs at landfill 10, and again, this is the slope of
10 landfill 10. Sorry, I keep on turning you around.

11 So when I was here last time, I think there
12 were a couple of questions about how are you going to make
13 sure that the -- the draining. How is the parking lot

14 draining and is the water -- what are you doing with the
15 water?

16 The way the parking lot is draining, you can
17 see the contour lines. So the water travels with the
18 contour lines. The water is going to go away from this
19 slope and it's going to go towards the east, and again
20 these are the -- these are the -- I don't want to call them
21 bioswales, but these are the BMPs.

22 MS. FANELLI: But they're the storm drain
23 system.

24 MR. BAZAUGANI: And so there's curves here
25 that have perforated that -- that actually have cuts in

49

1 them that allows the water to infiltrate, and when it
2 infiltrates, it goes into this area of soil that's actually
3 soil for the shrubs, and then this is gravel and then it
4 enters into the perforated storm drainpipe.

5 And the storm drainpipe actually goes along
6 here and goes along the footprint of these BMPs, and it's
7 lined. There's a -- you can see there's a sixteen inch
8 membrane and then there's a -- a couple of geotechs on
9 either side of the membrane to make sure that the membrane
10 doesn't tear.

11 And so the whole -- the whole storm drain or
12 bioswale is actually lined to make sure that none of the
13 water leaves this area.

14 So this -- so this system captures all the
15 storm drain from the parking lot. As you can see from
16 here, it drains to this area.

17 From here, it drains to this area and so
18 forth, and we also capture the storm water coming from
19 Battery Caulfield, and then we also capture the storm drain
20 in this area, and they contact to here and then they go
21 here.

22 From here, they go on to further east to --

23 MS. FANELLI: To 14th area, and then they
24 connect to the City storm drain systems there.

25 So it's actually quite a robust system and it

50

1 will prevent not only infiltration. We'll actually see
2 decreases in infiltration of what we have today, because
3 the system today is broken and fractured and settled and it
4 infiltrates into the landfill, but it will keep surface
5 runoff off the slope.

6 It's designed to only have incident
7 precipitation on the slope go down the slope.

8 MR. HULTGREN: Question. Do you have
9 assurance from the City that their storm drain -- their
10 drainage system can handle this water?

11 MS. FANELLI: I won't say we have assurance
12 that it can handle it. We have permission from the City,
13 because this was always part of their catchment area to put
14 it into their system. So the City knows it's coming.

15 Now I can't speak to their capacity issues.
16 Everybody knows PUC has some issues.

17 MR. HULTGREN: Because this is -- I don't
18 think these are -- these include storm drain piping in that
19 area.

20 MS. FANELLI: Where it connects to.
21 MR. HULTGREN: I'm not sure, but I'm pretty
22 sure not, because the system -- the improvements were
23 farther downstream, and where it entered that tunnel to go
24 out to the beach, and I don't -- this has always been a
25 problem along Lake Street where there's a low spot, and it

51

1 doesn't flood so much as smell bad, but it could flood if
2 there's an excess of water.
3 MS. FANELLI: The City is aware. You've got
4 some good points, Julian, but I can't respond to them.
5 MR. HULTGREN: It's a requirement of
6 obviation.
7 MS. FANELLI: Our system is quite robust and
8 it provides for a large storm event.
9 MR. HULTGREN: What about -- let's call it
10 at this time outfall from the new development. That will
11 also go into the City system, I suppose.
12 MS. FANELLI: The new development?
13 MR. HULTGREN: Forest City.
14 MS. FANELLI: Yes. The whole area -- yes.
15 The whole area drains to the City's sanitary and storm
16 water system.
17 MR. HULTGREN: Mm-hmm.
18 MR. O'HARA: There would be nothing
19 different with the new development than there was with the
20 Public Health Hospital.
21 MS. FANELLI: No. It always went. Their
22 sanitary water always went to the City system.

23 MR. O'HARA: Then how about the rainwater
24 runoff from the parking -- the existing -- catch basins and
25 disbursal?

52

1 MS. FANELLI: Some of it went to the City
2 system. Some of it disbursed on land. Some of it went to
3 the overflow pipeline from Mountain Lake. So that's being
4 taken out and being directed to the City system.

5 MR. O'HARA: Is the -- is the parking
6 capacity greater, the same or lesser than it was?

7 MS. FANELLI: That's a good question. And
8 the City is -- and I'm speaking now for the planning side
9 of the house, so I want to make sure I get this right. I
10 might need to get back to you.

11 The City knows we're putting into the system
12 their requirements. They did give us limitations and they
13 did ask us to try to use the best management practice and
14 divert if we could storm water runoff.

15 We've met their requirements. I believe that
16 the runoff is coming. It's not any greater than what the
17 storm drain has gone to them, because that was part of the
18 requirements.

19 MR. O'HARA: And --

20 MS. FANELLI: And I don't have the numbers,
21 but our planning group does, and it's part of Overcamper's
22 work. We could get those numbers.

23 MR. BAZAUGANI: Actually, the footprint of
24 this parking lot here is smaller than the previous -- than
25 the current parking lot, first of all.

1 In the -- the design, they are draining the
2 storm water from the roof drains of the building.

3 MR. O'HARA: Mm-hmm.

4 MR. BAZAUGANI: They're actually letting
5 that infiltrate in a couple areas.

6 MS. FANELLI: Not in the fill area.

7 MR. BAZAUGANI: Not in the fill areas. Way,
8 way to the east of our -- of land. So they're letting
9 that -- so that's not hitting the City storm water.

10 MR. O'HARA: Okay.

11 MR. BAZAUGANI: So there's going to be a
12 deduction overall based on what I showed you here and then
13 some.

14 MR. O'HARA: I would think just because of
15 the size of the project, the reduced size of the project,
16 that they would have a lot less domestic wastewater, and
17 that because they're reducing the size of the structure,
18 there would be less rainwater runoff coming from the
19 surfaces.

20 MS. FANELLI: They went through a whole
21 calculation because the building had some kind type of lead
22 circulation associated with it.

23 So they had to go through that whole
24 calculation on storm water treatment, and we can get you --
25 I can get you somebody that can speak about it a lot more

1 intelligently than we can. That information is available.

2 MR. O'HARA: I just wonder -- this is really
3 aside from the point -- whether they were going to make any
4 kind of provision for capturing some of that rainwater
5 runoff to use for vegetation.

6 MS. FANELLI: They might be in the planters
7 that are going around the building. They very well might
8 be.

9 MR. O'HARA: Okay.

10 FACILITATOR KERN: John.

11 MR. BUDROE: You mentioned that some of
12 this -- before this project went in, some of this runoff to
13 go to Mountain Lake.

14 MS. FANELLI: No. The Mountain Lake
15 overflow pipeline.

16 MR. BUDROE: Okay. Which ends up --

17 MS. FANELLI: Which ends up into the City's
18 sanitary sewer right now, anyway, or exits --

19 MR. BOGGS: It exits Mountain Lake. So that
20 Mountain Lake doesn't overflow. It's the pipe that
21 overflows the level.

22 MS. FANELLI: Thank you. I didn't say that
23 right.

24 MR. BAZAUGANI: So that's the storm water
25 BMPs. About fencing and staging, we talked about where the

1 contractors -- where the parking will be, and they're
2 allowing them to use this area, which is east side of
3 landfill 8 for staging area, and the contractor parking.

4 The same thing for here and the same thing
5 for the dumping of landfill 10. For staging, and the
6 fencing, we're going to fence the entire perimeter of
7 landfill 10.

8 For landfill 8, we just thought it's much
9 better, much more prudent to just limit, because there's
10 going to be parking here.

11 There's going to be a lot of activities
12 taking place here. We're going to put a fence all along
13 the east side of Battery Caulfield so prevent people from
14 working here.

15 We're also going to put a fence here. So
16 that people don't use this area here because there's going
17 to be a lot of construction activities.

18 Graded area 9 is going to be fenced off, and the
19 trails are going to get rerouted so that people that want
20 to use the trail here can do so, and then the people that
21 use the trail here have to come down and pretty much go on
22 the road and then go this way.

23 MR. HULTGREN: You may have said this just
24 now, but I wasn't clear. Will that north-south street
25 remain open?

56

1 MR. BAZAUGANI: Yes. It will remain open.

2 MS. FANELLI: Although it may not be a very
3 pleasant street to be on with all the traffic we're going
4 to have on it.

5 MR. HULTGREN: No, but so many people go
6 through that, and if that was not open, they'd go going

7 around on -- on 25th.

8 MS. FANELLI: Also, my understanding is that
9 street will be closed, and that's part of the Public Health
10 Service Hospital.

11 MR. HULTGREN: Ultimately.

12 MS. FANELLI: Yes. I think that 14th Avenue
13 gate remains open, and that timing is not in my purview, so
14 I don't understand when that exactly happens.

15 MR. BAZAUGANI: There's going to be a storm
16 water information plan. We're going to require the
17 contractor to use. It there will be temporary erosion
18 controls, wattles, matting, blankets, stockpile covers,
19 stockpiles will be covered to prevent erosion, and then
20 long-term erosion controls on landfill 10 is -- includes
21 established vegetation and then bench midslope and then
22 sand berms placed along.

23 MR. ULLENSVANG: Can you describe the bench
24 midslope? That's in area A and we've never seen that.

25 MS. FANELLI: I think the grading has a

57

1 small bench. I think -- not like a micro, but sort of like
2 a micro bench.

3 MR. ULLENSVANG: It's not in the cross-
4 section that I've seen.

5 MR. BAZAUGANI: I'll take a look at it,
6 Brian, and get back to you. Bench midslopes.

7 MR. ULLENSVANG: There's nothing mentioned
8 about drainage from those benches.

9 MS. SEGAL: Can you explain what a bench is?

10 MS. FANELLI: I thought we had a break to
11 slow things down for any incident vegetation.

12 MR. ULLENSVANG: You had a berm at the
13 bottom. We're also questioning why we need that.

14 MS. FANELLI: We'll get to it here. I want
15 to respond to Sam's earlier comments, and I'm sure Brian
16 will provide some comment, too, that we are working on that
17 revegetation, and to a certain extent, some of the erosion
18 control features are related to the plans and how it occurs
19 on the slope.

20 MS. SEGAL: Could you explain -- what when
21 you say bench midslope, you're not talking about a sitting
22 bench?

23 MS. FANELLI: No. Just a flatter part of
24 the slope.

25 MS. SEGAL: I just have a visual here.

58

1 MS. FANELLI: Not a people bench.

2 MS. SEGAL: Thank you.

3 MS. FANELLI: This is just a picture that
4 was taken a while ago when we had done the tree removal and
5 we had done most of the veg clearance and we were going --
6 you can see in the far northern area to put some fabric
7 down, and this was taken -- I think Ryan Sielbach took this
8 from 16th Street looking up.

9 So it is a very different view than what it
10 used to be.

11 There it is with the erosion control -- more
12 of the erosion control fabric. Now the entire slope has

13 fabric on it, and we did that because we knew there would
14 be a period of time when we did the vegetation clearance
15 till we actually did the mass grading, the big excavation.
16 So we'll have this covered.

17 This is 8. You've probably seen it. Seen
18 part of the parking or tennis court there, and the
19 vegetation basically removed in anticipation of our
20 grading.

21 So to speak about revegetation, obviously
22 landfill 10 slopes's going to have the soil cover, and the
23 goal of both the Trust and the Park Service is to have
24 these slope planted with native coastal scrub vegetation,
25 and we are also providing sand to extend the lyssingia

59

1 habitat.

2 There will be native plants at the crest of
3 the slope and into the design of the area B parking lot.
4 The concept is to try to appropriately meld or transition
5 from a native habitat to a landscape zone, so there's
6 actually a fair amount of native plants in the area B
7 landscape area.

8 The Trust and the Park Service had been
9 working very hard -- and I think hopefully Brian would
10 agree that we've made some very good progress of coming up
11 with a way to get the slope planted in a robust manner with
12 native vegetation after remediation goes through and
13 completes the remediation elements, and the Park Service
14 has been good organizing volunteers and coming up with
15 plans to help support dense planting of those plants.

16 Those plants would be provided from the
17 Trust, from the nursery, and as many of you are probably
18 aware are being propagated.

19 That was initiated many months ago, and that
20 we're working to document that vegetation design for both
21 submittals to -- Department of Toxic Substances Control and
22 to the US Fish and Wildlife Service, and I think we're
23 pretty close on the plan.

24 I think we're hoping for the next week or
25 two, we will have a good plan in place.

60

1 I don't know if Brian wants to add.

2 MR. ULLENSVANG: I think we're still
3 interested in the same plan that we've been interested in
4 in quite sometime, the coastal scrub. We have not changed
5 that.

6 MS. FANELLI: What we're trying to do is get
7 those plants planted, basically, get those plants in the
8 ground. So that's what we're working on.

9 The top deck as you describe, we would have
10 some coastal scrub coming in and blending with non-natives,
11 if you will, or landscape design elements, but the plan up
12 there is interesting, and I wish Chandler was here to
13 describe it.

14 But it is a low irrigation. It's not lawn.
15 There is lawn elements right adjacent to building 1801, but
16 then there's more of a -- of a native grass or grass area
17 that would not be irrigated that would be allowed to brown
18 in the summertime. So we'll see how that goes.

19 And then on 8 and 9, obviously we're going to
20 create this dune habitat and Trust Natural Resources folks
21 in those area B are preparing to plant with appropriate
22 dune scrub and annuals.

23 This is just -- gives you kind of a picture
24 of the landscape plan, and the -- all of the green areas
25 are more of where the natives would be going, and then it

61

1 blends into a landscape type feature.

2 MS. BLUM: Mo, would you show me where
3 Battery Caulfield Road is on that drawing, please?

4 MR. BAZAUGANI: (Indicating).

5 MS. BLUM: And where does it go? How far
6 down or where does it go after that?

7 MR. BAZAUGANI: This is 15th Avenue.

8 MS. BLUM: Thank you.

9 MR. BAZAUGANI: Sure.

10 MS. BLUM: And did you say that Battery
11 Caulfield was going to be closed after Public Health is set
12 up and running?

13 MS. FANELLI: I believe that there will be
14 restrictions on who can pass and who cannot pass.

15 MS. BLUM: Thank you.

16 How would we find out that? I know it's been
17 under discussion for years.

18 MS. FANELLI: Yes, and I think it's part --
19 I'm not sure if it's part of the environmental document for
20 Public Health Service Hospital or not, but if you actually
21 go forward on slides.

22 Can I get you that and I'll show you where --
23 I think one of the best places to get information is the
24 quarterly public health services project meetings that we
25 have with the neighbors, and Diana Parker organizes those.

62

1 I now attend them along with all of the other
2 projects that are happening at the Public Health Service
3 Hospital District.

4 MS. BLUM: She's the contact?

5 MS. FANELLI: She's the Trust contact person
6 for those meetings, correct.

7 This is just sort of a picture of the
8 existing parking lot. It gives you an idea. This
9 obviously has vegetation before we took it all out.

10 The blue line is -- that shows you -- that's
11 approximately where the new parking lot will be. So you
12 can see it is smaller, and there's the schematic drawing of
13 it.

14 This is an older drawing, because you can see
15 we've made some changes to the parking lot. It's now
16 straight, but it was a modest change.

17 So public outreach. The way the Trust is
18 continuing to communicate with the public is that there are
19 biweekly Public Health Service Hospital E-newsletters, and
20 Diana Parker -- I think there's a way on our web page, and
21 I don't have a link.

22 MS. BLUM: I can look it up.

23 MS. FANELLI: You can sign up for it and get
24 these e-mails. It will have some on remediation, the 1808

25 building and the other buildings.

63

1 There are quarterly meetings. They tend to
2 be held at the Golden Gate Club, and I believe the next one
3 is in May sometime, and Diana Parker organizes those, and
4 we meet with the broader neighborhood group.

5 And then of course we'll keep you posted on
6 where we are here at these monthly meetings.

7 In terms of design status, this kind of tells
8 you who we're coordinating with. We talked about all that.

9 We have completed the ninety percent reviews
10 and we've done -- we've sent them out and we've obtained
11 comments.

12 The Trust is now in the process of responding
13 to the various stakeholders, including DTSC and the Park
14 Service to create a set of hundred percent documents.

15 At the same time, we'll be finalizing the
16 Remedial Action Workplan, the design basis report. The
17 design report is their calculations to support their
18 pavements and all the other design elements. It's
19 something that DTSC is interested in and reviews.

20 And the quality assurance, quality control
21 plan that goes with the construction documents, and all
22 those were issued with the ninety percent, so we are
23 completing them all simultaneously, and we're hoping to
24 have the hundred percents finalized shortly.

25 FACILITATOR KERN: Eileen, I didn't make

1 written comments, but I made a few verbal comments, and one
2 I just wanted to touch on briefly was the -- that sort of
3 sand area down at the base --

4 MS. FANELLI: Mm-hmm.

5 FACILITATOR KERN: -- that we had a chance
6 to walk out to.

7 Has that been -- I don't know if I need to
8 write a specific comment about that.

9 MS. FANELLI: No. Actually, Bob wrote a
10 specific comment about it.

11 FACILITATOR KERN: Okay.

12 MS. FANELLI: So we are addressing it. I
13 have not gone very far, but I have notified utilities to
14 enlist some of their help in understanding in looking at
15 it.

16 So we will be developing a plan to try to
17 assess that in short order.

18 And what Doug is describing -- Doug, you can
19 correct me or add detail -- is that there is an area close
20 to the toe of landfill 10 that looks like it might be
21 associated with the Mountain Lake overflow pipeline that
22 could either be an area where the pipe is cracked or
23 there's a buried manhole, but there's evidence, what looks
24 like the pipe might have been surcharged, and then some
25 water might have discharged at the ground surface.

1 We're trying to understand what that actually

2 is and then map it and make sure we're real comfortable
3 with its location relative to the remedial capped elements.

4 FACILITATOR KERN: The reason that it was
5 important was it was right near the base of where that two
6 feet of soil would come down, and if it's broken something
7 underneath there, it would just, you know, come right
8 through the cap and potentially disrupt it.

9 So --

10 MS. FANELLI: We'll comment on that.

11 FACILITATOR KERN: Okay.

12 MS. FANELLI: And I think that's the end of
13 what we have.

14 This was just some drawings that came from
15 Chandler, and they -- his landscape designer, and it just
16 kind of gives you -- it's just a schematic of what their
17 sense is.

18 And this is interesting because it's the
19 middle overlook. So it's a very simple design, if you
20 will. It's sort of a -- like a little cut into the slope,
21 and you can see that this is already flipped.

22 FACILITATOR KERN: Yeah.

23 MS. FANELLI: If you got your sense of
24 orientation, but the design of the actual -- the pathways's
25 flipped, but the actual overlook is still pretty much that

66

1 kind of an element. So relatively simple.

2 And that's what we have.

3 MR. O'HARA: Thank you.

4 FACILITATOR KERN: We had some discussions

5 in one meeting that I attended about that northern
6 lyssingia area, and there was discussion about other
7 agencies getting involved.

8 Is that progressing?

9 MS. FANELLI: Northern lyssingia. On 8, to
10 10 to 14?

11 FACILITATOR KERN: On 10, sorry.

12 MS. FANELLI: As I mentioned, this veg plan,
13 we're not only sharing it with DTSC, but with Fish and
14 Wildlife Service.

15 FACILITATOR KERN: Okay. Well, I'm really
16 pleased to hear about the revegetation of the slope. I
17 think that's something that's really important and that the
18 agencies are making progress is something that I've really
19 asked for, too. So I'm optimistic hearing that.

20 What is kind of your schedule, then, given
21 all this trying to tie up loose ends? Can you talk about
22 when this thing might actually go out?

23 MS. FANELLI: Actually, we're hoping that it
24 goes out for bid this week. We're going to issue bid
25 documents based on the ninety percent design, and that is

67

1 something that the Trust has done with other buildings.

2 I have to be honest. I'm not usual -- that's
3 not my normal background. I normally go out on hundred
4 percent, but the Trust has done this, and one of the
5 reasons that we're doing it is that we're -- we are in our
6 critical path and we are losing time to get the work
7 completed.

8 So we are hoping to finalize the design
9 drawings as we -- as we are procuring a contractor.

10 As you know, we are a government agency, but
11 we were not held to the same low bid public contracting
12 regs that other public agencies are.

13 So we can negotiate and select a contractor
14 based on best value to the Trust.

15 So that that gives us the flexibility
16 basically to go out early, and the reason it works is that
17 we tell the contractors they're bidding on ninety percent
18 documents.

19 It will not be allowed to start until we give
20 them a hundred percent drawings, and obviously they would
21 not be allowed to start until we had all of the approvals
22 in place.

23 But we're hoping to -- once we have the
24 approvals, we could go.

25 We would give them the hundred percent

68

1 drawings, and then the onus would be on them to point out
2 any substantive changes that might affect cost.

3 At that point, we have options. We can
4 negotiate a cost change, if we agree with them if it's a
5 substantive change, or we can go to the second bidder and
6 negotiate.

7 So we have actually a lot of flexibility in
8 how we proceed with that.

9 And we know, for example, at this point we're
10 not asking them to bid on revegetation issues associated

11 with the slope.

12 So we -- we would have to change order that,
13 anyway, once we actually have our final design and we know
14 exactly what elements were we're installing where.

15 So that's the schedule, and the dates in the
16 contract are this: They need to return landfill 10 to us
17 as a covered parking area by September 30th, 2009.

18 They need to be substantially complete with
19 the rest of the grading work by October 17th, and then
20 we've asked them to complete all of the subsequent
21 plantings -- because there's plantings in area B and
22 there's potentially some plantings, as well -- obviously in
23 area A, by the end of the calendar year.

24 So waiting until after the rain to get -- the
25 initial rains to get plants in, those initial plants

69

1 installed.

2 FACILITATOR KERN: When do you think things
3 will start to happen on landfill 10?

4 MS. FANELLI: Our schedule, we're hoping --
5 on landfill 10?

6 FACILITATOR KERN: Well, I'm just
7 thinking --

8 MS. FANELLI: On the project in general?

9 FACILITATOR KERN: Just additional movement
10 like all those staging and plans that you were talking
11 about earlier.

12 MS. FANELLI: We're looking at a notice to
13 proceed, which would mean that we've awarded the contract,

14 we've gotten all of our approvals and they've submitted all
15 of their submittals, so realistically, we're looking at the
16 end of May.

17 So the real earth work would likely begin the
18 1st of June.

19 FACILITATOR KERN: So that's pretty
20 important for the public outreach portion coming up in
21 about a month and a half.

22 MS. FANELLI: Definitely, and the E-
23 newsletter does document all of these, all these documents.
24 I update the remediation section of that newsletter every
25 two weeks, and I put in new estimates of dates and times.

70

1 FACILITATOR KERN: Any other questions?

2 MR. O'HARA: Can I switch gears? Anything
3 on Mountain Lake?

4 MS. FANELLI: Mountain Lake? Other than
5 that we are still -- have our two live lawsuits ongoing,
6 there's no developments that I could -- could report.

7 MR. O'HARA: Because it involves the State
8 of California as well as the Trust, is there any movement
9 to try and get stimulus funds to fund the project?

10 MS. FANELLI: The Trust is not recipient of
11 any stimulus funds for any project, and my understanding is
12 the reasons for that are more political now.

13 To the extent Caltrans is seeking stimulus
14 funds, I'm sure that they have, and my understanding is
15 that they are looking for stimulus funds for Doyle Drive in
16 particular.

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17 I'm not sure if they would have stimulus
18 funds that will extend and support Mountain Lake.
19 At this point, I'm not sure that they even
20 agree to what their responsibility on Mountain Lake is, but
21 that's been the subject of the lawsuit.
22 MR. O'HARA: Thanks.
23 MS. FANELLI: So the Trust is --
24 MR. O'HARA: The spirit of cooperation seems
25 to have tanked bigtime. Hasn't it? Okay. Thank you.

71

1 MS. FANELLI: You're welcome.
2 FACILITATOR KERN: Other questions on
3 this --
4 MR. BERMAN: I guess -- it must have just
5 passed over me, but how -- how do you keep the top fill on
6 10 from moving during a quake?
7 MR. BAZAUGANI: The top fill?
8 MS. FANELLI: The two foot of soil on the
9 slope. Maybe the slope preparation.
10 MR. BAZAUGANI: Actually, the design report
11 goes into a lot of -- a lot of detail document, documenting
12 as to how that's going to be done, and there's two or three
13 parts to it.
14 The big part of it specifying the right type
15 of soil that has a little bit of clay in it so that it has
16 a more sticky property, so that it sticks better to each
17 other and it sticks better to the surface.
18 The part of it is in also preparing the
19 surface where you're putting this soil on top, and part of

20 what we're going to be doing is we're going to be -- as you
21 are grading the surface and preparing it, you kind of do it
22 with equipment that actually has knobs in it so that it
23 creates these kind of small indentations in the soil, and
24 then once you apply the soil, then it creates a better
25 sticking surface for the soil that you're applying to the

72

1 top.

2 And the way you're placing the soil is very
3 important, as well, and the way you're loading it. The way
4 you want to roll it, you want to roll it as if your slope
5 is like this. You don't want to roll it along the slope.

6 You want to roll it going up and down the
7 slope, because if you roll it this way, you're not rolling
8 it perpendicular. Your weight is not going perpendicular
9 to the slope. You're actually putting more weight on one
10 side or the other, and then you put it in lifts.

11 So all of that is very important. That's why
12 doing adequate construction quality oversight of the
13 contractor is very important.

14 And then, you know, our geotech engineer has
15 done a lot of calculations, and DTSC, they've overseen the
16 calculations, and in general they're in agreement with
17 this.

18 MR. BERMAN: I wasn't doubting that. I just
19 was trying to understand the principle. So basically
20 what's underneath soil preparation that has grooves.

21 MR. BAZAUGANI: Right.

22 MR. BERMAN: And there's some compression

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23 during the fill, and that's what locks it in.
24 MR. BAZAUGANI: That's what locks it in.
25 You roll it over with compactor.

73

1 MR. BERMAN: It's grooved and compacted.
2 MS. NEWTON: And sticky.
3 MR. BAZAUGANI: And cohesive.
4 MS. FANELLI: Cohesive.
5 MR. BAZAUGANI: Yes. It's got to have a
6 little bit of clay in it so that it actually is more
7 sticky, because your slope is 1.75 to 1, so --
8 MR. BERMAN: Thank you.
9 MR. BAZAUGANI: Sure.
10 FACILITATOR KERN: In addition, Eileen, I
11 want to specifically thank Mo for coming out tonight to
12 answer all these questions for us. Thanks very much.
13 Any other questions?
14 Let's move on, then, to item number 6.
15 Anything from our regulators, Bob?
16 MR. BOGGS: Not at this point. I've just
17 been working on the design, getting that through as fast as
18 we can, and still a few issues to get covered before, but I
19 think we're getting there.
20 FACILITATOR KERN: I noted a report that I
21 got in the last couple days was the indoor air sampling
22 over at 933. I don't know if you've seen that. It came in
23 recently.
24 MR. ULLENSVANG: I think we just got it
25 ourselves.

1 FACILITATOR KERN: That will be important
2 probably to discuss at some meeting that we're going to
3 have.

4 Agnes.

5 MS. FARRES: The tanks are keeping me busy.
6 My goal is to evaluate an issue of water at once. But I'll
7 keep you updated.

8 FACILITATOR KERN: Very good.

9 MS. FANELLI: We appreciate those closures.

10 MR. BOGGS: I was going to say we actually
11 have a conference call with our civil engineer, Mo and the
12 Trust tomorrow afternoon to work out some of the design
13 permits.

14 I thought I had forwarded them to you on the
15 e-mail, as well. If not, I can forward them.

16 MS. FANELLI: I believe you did. I believe
17 Brian and Doug both got a copy of the letter.

18 So the plan is for the ninety percent, as we
19 talked about, actually, at our last design meeting that
20 we're going to get -- work through everybody's comments and
21 then come back together as a group and go through them with
22 anything outstanding. So we're still working on that plan.

23 I haven't set that meeting yet, but I'm
24 anticipating it will be the latter part of next week or
25 maybe the week after when we sit down as a group after we

1 work with Park Service's concerns and some of the last
2 issues there, make sure we understand Bob's comments and
3 questions and any other comments that we have.

4 MR. BOGGS: And your issue is the key issue
5 that needs to be addressed. That's in relationship to the
6 actual landfill and can we engineer around it. Do we have
7 to fix the pipe, what needs to be done to just even know
8 what options we have.

9 FACILITATOR KERN: All right. Is there any
10 new business?

11 So action items. It seems like one that's
12 kind of implicit is for everyone here -- and I'll just stop
13 for a moment and thank everyone for coming out tonight. It
14 did cross my mind a little bit whether I needed to send out
15 just an extra little, you know, attendance notice given our
16 committee meeting, which was Sam, but I really appreciate
17 everybody being here tonight for the main reason is that
18 we're -- you know, we're going to have construction
19 starting in June.

20 So people need to start hearing that, that
21 there's going to be more activity. There's a lot of
22 closures. That usually gets people's attention, when
23 fences go up and they're used to walking through places.

24 The Trust is likely to get a lot of phone
25 calls if there are not signs and people are talking about

76

1 it and all that good stuff, and one of the things that has
2 happened previously, there have been dedicated people out
3 on the sides at where these trail closures are and talking

4 to people, so another possibility.

5 So that's a big action item for everybody is
6 to let your groups know that these things are coming up.

7 Anything else, action items that people have?

8 MS. BLUM: Well, I think that is a question,
9 though. Will there be representatives on-site to keep
10 people off the places they shouldn't be visiting and to
11 direct them on to trails that are available and that kind
12 of thing?

13 Which I think all the docents we've had on
14 trails have been in area A.

15 MS. FANELLI: Right. Right now we're not
16 planning on any specific outreach like that. What we've
17 done before is we have our construction inspectors or
18 others that are working on our behalf provide guidance if
19 people inappropriately come into a fenced area, but our
20 work areas are at that point pretty fenced off and detours
21 will be provided.

22 If we have a need, then we would provide
23 them, but at this point, our plan is to kind of wait and
24 see far.

25 We did that with the tree removal. We had

77

1 our field inspector basically providing input to folks.

2 FACILITATOR KERN: With respect to agenda
3 item number 9, future agenda items, we need to do a little
4 bit better in getting the detail into this. I know this
5 was a pretty generic agenda. So my apologies on that.

6 Are there any other items before we close?

7 MS. FANELLI: We should have more news on
8 some of the RAP5 sites in our next meeting. I'll check
9 with Genevieve, because we are in the planning stages
10 there, and our hope would be that we are looking at a RAP
11 for the majority if not all of those sites in the fall. So
12 that's where we're at.

13 MS. SEGAL: So are there agenda items for
14 the committee meeting in two weeks specifically?

15 FACILITATOR KERN: Possibly we would get a
16 review of anything in RAP5?

17 MS. FANELLI: We can certainly review that.
18 I can see what we have available at that point. We should
19 have something. I'm not sure if we'll have -- you
20 mentioned that we did test pits and we need to go back and
21 drill, and we're doing the drilling basically to get total
22 depths.

23 I don't know if we'll have that information
24 at that point. We might.

25 FACILITATOR KERN: It might be good to show

78

1 RAB members what we have done, just some of the details of
2 the investigation at a committee meeting.

3 MS. FANELLI: We can do that. Basically I
4 can bring it back.

5 FACILITATOR KERN: Okay. Anything else?
6 Thanks again to everybody for coming out. Appreciate it.
7 Without objection, meeting adjourned.

8 (The meeting adjourned at 8:54 PM).

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79

1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

3
4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full,
7 true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the foregoing
10 meeting and caption named, or in any way interested in
11 the outcome of the cause named in said action.

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IN WITNESS WHEREOF, I have
hereunto set my hand this
_____day of _____,
2009.

Mark I. Brickman CSR No. 5527

1 PRESIDIO RESTORATION ADVISORY BOARD MEETING

2

3 **ORIGINAL**

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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16 TUESDAY, MAY 12, 2009

17 OFFICER'S CLUB, BUILDING 50

18 PRESIDIO, SAN FRANCISCO, CALIFORNIA

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24 Reported by: MARK I. BRICKMAN, CSR, RPR

25 License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator
Mark Youngkin
Eileen Fanelli
Brian Ullensvang
Bob Boggs
Agnes Farres
Peter O'Hara
Julian Hultgren
Jan Blum
Jan Monaghan
John Budroe
Edward Callanan
John Chester
Toni Kramer

Also Present:

Terri Thomas

---o0o---

BE IT REMEMBERED that, pursuant to Notice of the Meeting, and on May 12, 2009, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there commenced a RAB meeting under the provisions of the Presidio Trust.

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AGENDA

	Page
1) Welcome and Introductions - Doug Kern	4
2) Agenda Discussion and Approval	4
3) Announcements and Old Business	4
4) Committee Business & Reports	
A. Planning Committee Report - Mark Youngkin	4
5) Reports & Discussions	
A. LF8/10 Construction Design Update	5
B. RAP5A Data Gap Investigation Update	18
6) Regulatory Agency Status Updates/Inputs	
A. Robert Boggs, California DTSC -	39
B. Agnes Farres, California RWQCB -	38
7) New Business	
A. Summit Meeting Agenda	43
8) Review of Action Items	48
9) Agenda Items for Upcoming Meetings	49
10) Adjournment	50

1 FACILITATOR KERN: Welcome, everyone. Thank
2 you for coming out. Welcome to the Presidio Restoration
3 Advisory Board meeting for May 2009, and we were just
4 saying last month we began our sixteenth season or year of
5 meeting about Presidio cleanup.

6 Does everyone have an agenda? Are there any
7 changes or modifications, recommendations?

8 Seeing none, moving on. Are there any
9 announcements or old business?

10 Mark, will you tell us --

11 MR. YOUNGKIN: Sure.

12 FACILITATOR KERN: -- about the committee
13 meeting?

14 MR. YOUNGKIN: We had our last committee
15 meeting on April 28th. We had our meeting in building 67,
16 in case anybody doesn't know.

17 We talked a little bit about landfill 10
18 design, ninety percent construction; talked about the
19 vegetation being cleared, the sand boil; talked quite a bit
20 about the soil cover. We talked about the bids that are
21 out, ten firms selected.

22 Then we moved on to the 5A sites, the data
23 investigation that's underway. We talked about landfill 2,
24 the work that's being done. I guess we'll talk about that
25 some more tonight.

1 Fill site 1 field investigation is underway,
2 too. We talked about that for a little while.

3 Let's see. Moving on to some miscellaneous
4 things. Fill site 6A, additional soil sampling. The first
5 buildings for lead-based paint closure, disturbed area 1A,
6 battery frontal slopes roofing debris. We talked about
7 that a little bit.

8 We came up with some agenda items, and it
9 looks like that's about it.

10 Our next meeting is the fourth Tuesday of
11 this month.

12 FACILITATOR KERN: Thank you.

13 Any questions for Mark?

14 We probably will cover many of the similar
15 items to refresh those for everyone.

16 Thanks, Mark.

17 Moving on for item number 5, landfill 8 and
18 10. It seems that we're getting close to starting things
19 up here pretty soon. So --

20 MS. FANELLI: We're hoping.

21 FACILITATOR KERN: -- we thought we'd check
22 in with Eileen and see what the latest was for landfill 8
23 and 10.

24 MS. FANELLI: So no Power Point pictures
25 today. Not much to put into pictures.

1 We received bids last week. I'm going to get
2 my numbers wrong, but I believe we got seven firms actually
3 proposing, six or seven firms. There were a good cluster
4 of firms at the low end, so we are evaluating those bids
5 now. We don't automatically select low bidder.

6 We're hoping to select a low bidder who's
7 about a hundred thousand lower than the next, but we are
8 evaluating that firm's schedule.

9 We have some concerns about potential
10 understanding -- not understanding exactly the project, and
11 if we can't resolve those in the next couple days, we'll
12 probably go to the next highest bidder.

13 But -- I don't have the numbers to lay out
14 for you, and I will at our next meeting so you'll have a
15 good sense of them.

16 Because there -- there are some items in the
17 bidding you remember that were deferred so that we know
18 that the base bid we're evaluating against is going to be
19 modified once we give them the hundred percent design
20 documents. So we do some of the change orders.

21 But I can say that the bids look like they're
22 coming in under engineer's estimate by a good chunk. So
23 we're hopefully seeing the benefit of a slightly higher
24 competitive economy, and we're looking at bids maybe ten
25 percent underneath engineer's estimate. So that's a plus.

1 MR. O'HARA: Excuse me. May I ask a
2 question?

3 MS. FANELLI: Sure.

4 MR. O'HARA: In that vein, do you typically
5 get seven companies bidding on a project or is that a high
6 number of bidders or low number of bidders?

7 And the second part of my question is going
8 to be: Are they more competitive? And the answer I gather
9 is yes.

10 MS. FANELLI: Yes. I'm going to have to
11 hunt a little bit on the number of bids since this is my
12 actual first construction project with the Trust, but my
13 understanding is we normally get about four, four or five.

14 We got slightly more. We actually cast our
15 net a little broader and we added additional qualified
16 firms to our qualified bidder's list.

17 And our construction in this case is combined
18 with some of the planning work. So that's something unique
19 about this particular project. There's remediation, which
20 is a major element, but then there's also other worksite
21 improvements that are part of our plan.

22 So in some ways, this is a joint contract
23 between Trust remediation and the planning group.

24 MR. O'HARA: From an accounting standpoint,
25 are you keeping those segments segregated?

1 MS. FANELLI: Most definitely.

2 MR. O'HARA: Okay.

3 MS. FANELLI: Most definitely. And we did
4 separate engineer estimates for each and combined engineer
5 estimates for each, and they are indeed being kept
6 separate.

7 MR. O'HARA: Thank you.

8 MS. FANELLI: With that said, we are hoping
9 to have a selected contractor by the end of the week, and
10 then begin our paperwork internally to actually award the
11 contract.

12 Our goal was to award on Friday. I doubt
13 we'll make that. It might be the beginning of next week by
14 the time we get all the paperwork done. That's where we
15 are there.

16 We have also completed what we consider at
17 this point and hope are the hundred percent remedial action
18 workplan, the design construction drawings, the design
19 report and the CQA plan, and those are out for review, and
20 we have also just a few minutes ago completed the technical
21 memo that summarizes the investigations of the sand boil,
22 and that's going to be issued for all the stakeholders to
23 review tomorrow, as well.

24 So all of the documents that we need for
25 approval tomorrow are out, and our response to comments

1 written response to comments received are also out. So
2 that re-review the underway.

3 MR. ULLENSVANG: Can you describe how you
4 get those documents?

5 MS. FANELLI: The documents -- the letter
6 responses were e-mailed in PDFs to all of the stakeholders,
7 and the actual design documents are on our SharePoint site,
8 and our plan is to get DTSC to review them.

9 This is a paperwork reduction act, if you
10 will. We're trying to simplify, because they're basically
11 a hundred percents, and if they're acceptable, then we'll
12 go into production mode and make multiple copies, because
13 all these sets were sent out to all of the stakeholders.

14 So the hard copies are available -- excuse
15 me. The electronic copies are on the website. How we've
16 responded is in the response to comments, and if they're
17 acceptable -- DTSC is looking at them now -- then we will
18 print them final, or we'll make whatever other additional
19 edits that are needed to respond and then send them out.

20 MR. YOUNGKIN: Can Sharepoint be accessed
21 through the regular website?

22 MS. FANELLI: The SharePoint site is not
23 open to the general public. It is -- Doug does have access
24 to it as does the Park Service, and if there's any
25 particular interest for anybody to look at those, we'll

1 make arrangements. You can come by our office to take a
2 look.

3 I have just the electronic copy right now,
4 but I can open it up on the screen for anybody that wants
5 to take a look.

6 So if schedules work out, we are hoping in
7 the next week to award the contract. At that point, the
8 contractors will beginning submitting their submittals.

9 There's a stormwater pollution prevention
10 plan, a safety plan, all of their other documents.

11 Once those are all approved, then we would
12 issue -- of course we won't issue any notice to proceed
13 until we have regulatory approval to go forward, and we're
14 looking at a schedule that has that notice to proceed being
15 issued around the beginning of the first week of June.

16 We have in our contract given the contractors
17 some substantial completion dates. Landfill 10 must be
18 delivered back for use by September 30th, 2009. The rest
19 of the site work at planned fill 8 and graded area 9 must
20 be done by October 17th, which is a Friday, and then the
21 planting that the contractor will be responsible for will
22 occur -- they have till the end of the year.

23 It's somewhat weather dependent. We want to
24 get moisture and rain, and then at our natural resources
25 folks' direction, the contractor will begin doing their

1 planting.

2 That said, the Trust and the Park Service has
3 agreed on a revegetation plan for the slope. It will be
4 planted with native plants, and it will be planted in a
5 combination of the Trust planting some of those plants and
6 then the Park Service organizing volunteers and staff to
7 plant the remainder.

8 That change order has not been drafted for
9 the contract docs yet, but a lot of the basic elements of
10 what the Trust will be doing, the erosion control, et
11 cetera is in the base -- base hundred percent documents,
12 and I don't know, Brian, if you want to add anything else
13 about the revegetation about the landfill.

14 MR. ULLENSVANG: No. Because we haven't
15 actually seen the detailed veg plan.

16 MS. FANELLI: What we're putting together is
17 a summary page. Trust, natural resources folks and our
18 consultants are working with Lew Stringer and are
19 developing sort of written story about the -- with a map
20 that basically shows where the maps are going to be, what
21 the zones will look like.

22 It is very similar to drawings that we showed
23 here before that are incorporated in the sixty percent
24 review document.

25 So before the remedy was modified, we had a

1 planting scheme on the slope that shared a riparian
2 planting at the base, more scrub in the middle, and that
3 plan is -- basically still stands.

4 MS. BLUM: When that plan also showed
5 landscaping intended for the bluff -- I went to a meeting
6 last night in which trees were discussed and there was not
7 a lot of clarity about what kind of trees would or would
8 not be planted here.

9 MS. FANELLI: That's a meeting I was at as
10 well, right?

11 MS. BLUM: Yeah.

12 MS. FANELLI: This was the PHSH quarterly
13 community update.

14 You mean up on the top of the deck in
15 particular?

16 MS. BLUM: Well, the parking lot and -- I
17 guess I would call it almost the helicopter overlook where
18 the landscaping comes to a point.

19 MS. FANELLI: The edge will include native
20 plants, and they're designed right now to be somewhat
21 taller shrubs planted in a pattern that provides some -- it
22 doesn't form a wall as we've talked about, but it does
23 provide some screening of the parking lot area and sort of
24 hopefully makes a nicer transition between the landscape
25 portion and the natural portion on the slope.

1 So their's mainly shrubs, and I honestly
2 don't have a list of them with me, and I don't -- I'm sure
3 Terri, you're probably not familiar with the master list,
4 but my understanding is they get as high as ten feet, some
5 of them.

6 MS. BLUM: That's it?

7 MS. FANELLI: On the very top.

8 Now, on the very top in the landscaped areas,
9 there are trees that are planned. They're primarily the
10 modern cypress.

11 MS. BLUM: They mentioned cypress, pine and
12 eucalyptus and oak. That's why I was curious.

13 MS. FANELLI: There's no eucalyptus in the
14 design that we are implementing. There is the cypress in
15 the design, and I believe there may be a coastal oak or
16 cork oak. I know that was being debated --

17 MS. BLUM: Great.

18 MS. FANELLI: -- in the top portion in the
19 landscape, and those are planted in the landscape with sort
20 of grasses and native plants underneath. Not a lawn- type
21 setting, and then you go into -- then you go from native
22 plants to this sort of hybrid and then into the landscaped
23 portions.

24 That's all I have on landfill 8 and 10. We
25 would have our kickoff meeting I would think if everything

1 works out toward the end of the month, first week in June,
2 as well for the project.

3 FACILITATOR KERN: Can you speak at all
4 to -- I know there were some issues with -- with the Park
5 Service and the Trust we're working out with endangered
6 species of the toe and extra trees coming down.

7 Can you talk a little bit about that?

8 MS. FANELLI: The Park Service per our
9 agreement is going to be releasing some additional trees in
10 area A.

11 MR. ULLENSVANG: Actually, the Trust is
12 going to do that. We will help.

13 MS. FANELLI: That's right. Actually, the
14 natural resources departments are working together. It's
15 part of the work, but it's -- it's not in the remediation
16 plans and specs. It's happening outside of that.

17 FACILITATOR KERN: And my understanding is
18 it's because there is some lessingia near the base of the
19 landfill and we're trying to improve that habitat or expand
20 it.

21 MS. FANELLI: It's to improve the lessingia
22 habitat. It's to meet the requirements is how we agreed,
23 as the two agencies agreed.

24 We're meeting the requirements of the
25 biological opinion of 2005, amended biological opinion and

1 commitments to the biological assessment.

2 Right, Terri? Is that right?

3 MS. THOMAS: (Nods head affirmatively).

4 FACILITATOR KERN: I just thought that was
5 something that the public members had an interest in those
6 details.

7 So that's all been worked out, I take it,
8 between the agencies as to the amount and all of that?

9 MR. ULLENSVANG: Yeah. I believe there's
10 several big trees and two small trees slightly to the west
11 of the landfill in the northern part of the old tree veil.

12 So the trees will be removed prior to the
13 construction project along with a couple trees that have
14 fallen in that area, and that area can be returned to a
15 lessingia habitat.

16 FACILITATOR KERN: There was discussion
17 around taking up the seed bank in advance.

18 Is that going to be done?

19 MR. ULLENSVANG: Right now, we do not have
20 funding for that, so we're still working through with that.

21 This is in the area where the Trust has
22 agreed to put sand as kind of the corner -- spot the corner
23 of the landfill so the slope comes down, and the sand would
24 extend out into an area that's not landfilled, and one of
25 the concerns we've raised is that the seed bank in those

1 areas is not landfill.

2 Both the feed bank and the sand qualities
3 that are inherent in the local sand, it would be nice to be
4 able to preserve that and bring it to the top of the new
5 sand.

6 MS. THOMAS: Is there any lead in that? Is
7 there any --

8 MR. ULLENSVANG: No.

9 MS. THOMAS: Do we go down deep? How deep
10 can you go to capture that?

11 MR. ULLENSVANG: It's off the landfill. So
12 you could go quite a ways.

13 MS. THOMAS: Because on landfill A -- just
14 to comment, on landfill A, we are collecting the sand and
15 the seed bank, but there's only a little bit that we can
16 collect, and we'll be doing that to save it, put it back on
17 top with seed.

18 MR. ULLENSVANG: This could be deep. This
19 could be deeper than it needs to be for the natural issues.

20 FACILITATOR KERN: How is the work done? Is
21 it by hand and shovel?

22 MS. THOMAS: We're going to hand shovel.

23 MR. ULLENSVANG: Landfill 10 will be
24 presumably done with heavy equipment. Hand loader, you put
25 it aside, put the new sand in and put the side back on top.

1 FACILITATOR KERN: All right. Well, I take
2 it that's -- that doesn't seem like that would be a really
3 large expenditure.

4 MR. ULLENSVANG: That's what we're hoping,
5 as well, that it wouldn't be much. We're not expecting
6 that it would be.

7 FACILITATOR KERN: All right. Questions?

8 MS. BLUM: I have a question about land --
9 landfill 8.

10 Are you going -- is the Trust going to take
11 out the tennis court that exists there?

12 MS. FANELLI: Yes.

13 MS. BLUM: Okay. And then I understand that
14 natural resources is going to do some extra work --

15 MS. FANELLI: Yes.

16 MS. BLUM: -- in some area near there.

17 MS. FANELLI: To the north.

18 MS. THOMAS: North side of the parking lot
19 isn't part of the landfill. The -- the north end of the
20 parking lot.

21 MS. BLUM: That will go toward Battery
22 Caulfield road or further up toward the golfcourse.

23 MS. THOMAS: Where the old parking lot was,
24 where the compost was, there's the willows to the north,
25 the willows that line the parking lot.

1 MS. BLUM: Okay.

2 MS. THOMAS: It's basically from the willows
3 to the landfill. We're also going to be taking out the
4 native soil.

5 MS. BLUM: So the whole area near the tennis
6 court, that will all be native plant and natural
7 vegetation?

8 MS. FANELLI: The tennis court will be
9 covered with sand, so the concrete will be covered up. The
10 area where Terri's speaking of will be to the north. Near
11 Nike swale and landfill 8, right where the drive which
12 comes from Battery Caulfield.

13 They're going to do work to make these two
14 landscapes merge and conform properly. So that area
15 expands.

16 MS. BLUM: But the area closest to the
17 hospital in the embankment to the back, that's all going to
18 be native plants again?

19 MS. FANELLI: Dune scrub.

20 MS. THOMAS: Sand cap.

21 MS. BLUM: All right.

22 FACILITATOR KERN: Other questions on
23 landfill 8, 10? Very good. Thank you.

24 We can move on to item 5B, RAP5A data gap
25 investigation update.

1 My understanding from our meeting -- our
2 committee meeting, RAP5A, for lack of a better designation
3 at the moment, would include fill site 1 and landfill 2.

4 MS. FANELLI: These actually go together.

5 FACILITATOR KERN: And so we'll be hearing a
6 little bit about what we're doing with that.

7 MS. FANELLI: Yeah. And I have a picture
8 that I can pass around. I didn't make one for everybody.
9 We looked at this at the planning meeting. So let me just
10 pass one so you can kind of share on this side, and then we
11 have one over here that I'll hold up and point so and we
12 can pass it around.

13 So if you pay attention to the schedule,
14 which I do, we're deep into now trying to get our final
15 planning documents prepared for fill sites 1 and landfill
16 2, and what I've just passed out, they're stamped RAP, but
17 there are current results of some additional site
18 investigation activities that we've conducted, primarily to
19 confirm limits and characterization of the debris fills at
20 these different sites.

21 This is landfill 2. Julia Kahn is down here.
22 I think that's the edge of the tennis court in the corner
23 there. Heavily wooded right now, but what you see here is
24 a -- is in essence a zero debris line.

25 There's debris inside of it and there's no

1 debris encountered in investigations conducted outside of
2 it, and it confirms basically our understanding of the
3 General Plan layout of the -- the site, and it gives us
4 some ideas of the different constituents, contaminants
5 we're looking at.

6 The shaded area here is an area of deeper
7 fill that looks pretty fundamentally different from the
8 areas to the west, and --

9 MS. MONAGHAN: I'm sorry. Are we looking at
10 drawing two or drawing one?

11 MS. FANELLI: We are looking at figure two.
12 I'm sorry. I started in the back end.

13 MS. MONAGHAN: That's all right.

14 MS. FANELLI: And this area's fairly
15 shallow. This area is fairly deep, and what characterizes
16 the deeper fill area is primarily some ash which was
17 not -- not anticipated. We knew that we might find that.

18 So we're expecting this material here to be
19 characterized as fairly nasty stuff once we excavate it and
20 haul it away, but the analysis of that is ongoing right
21 now.

22 There is going to be another field
23 investigation. It will begin next week, and basically
24 we're going to drill, and the purpose of the drilling is
25 primarily to get depths, and then the depths and the

1 vertical extents we'll be able to get much better estimates
2 of the total volume of material that we're going to have to
3 be addressing.

4 So that's what's going on and landfill 2.

5 Landfill -- or fill site 1 is the same. What
6 you see is all of the data points that we have. You see a
7 debris line, and that's all that it is at this point, and
8 we are going to be doing some additional drilling, as well,
9 and you might even see the proposed bore hole locations on
10 this figure, although the final work plan I believe is
11 going out tomorrow on it, but the plan is to do that
12 drilling next week.

13 It's primarily to get depths, because it's
14 deeper than the backhoe can reach.

15 So we're going to be grabbing some samples to
16 get depths and then to look at some specific sample points.

17 Once that's done, then there will be a full
18 data report and data analysis.

19 The feasibility study for these sites
20 have -- has -- there is a feasibility study for these
21 sites, the 2003 EKI. The presumed and endorsed remedy is
22 to excavate the waste fill. That is still our operating
23 plan, is to remove it.

24 So what you'll -- what we're going to do is
25 get the data report, any linkage that we need to to update

1 feasibility study, cross-reference the feasibility study,
2 and I should have the results of that analysis at the June
3 meeting to share.

4 After we finish that, then we're going to
5 move immediately into completing the RAP for the sites, and
6 we have a target to have a draft RAP out by the end of July
7 with the goal of having a final RAP ready to go after
8 public comment in September. Trying to get ahead.

9 One of the reasons why we wanted to have a
10 final RAP is there are a significant amount of trees that
11 are going to be removed at the site, and we would like to
12 have an approved RAP to facilitate tree removal.

13 And the tree removal is so significant that
14 we're actually interfacing already with our public affairs.
15 So there will likely be a regular community outreach plan
16 information going out about these two sites in mid/early
17 summer, because we're talking about a real visual change,
18 especially at the landfill 2 sites.

19 I'm -- the estimate that I've been told is
20 well over 200 trees. So significant.

21 And as we get that final RAP pulled together,
22 we also are coordinating internally Terri's group, because
23 some of these areas are going to be -- particularly fill
24 site 1 will restore native habitat and landfill 2 will be
25 --

1 MS. THOMAS: It's forest, but a significant
2 part of it will be riparian. It's historic forest, but it
3 will have some substitute native species in it, as well.

4 MS. FANELLI: So that's where we are with
5 those drawings.

6 MS. MONAGHAN: Can I ask a couple questions
7 about this?

8 MS. FANELLI: Sure.

9 MS. MONAGHAN: The dotted line is the
10 proposed scope of work?

11 MS. FANELLI: No. If you remember back on
12 RAP4 when we were talking about PHS fill, we used lines of
13 about ten percent debris. We have filled many places, but
14 we don't always have debris.

15 It's just an indication for us, and it's
16 historically been used. If there's greater than ten
17 percent debris or less than ten percent debris. That's
18 really what it is, and it conforms a lot to the historic
19 documents that we have that showed former Army dumps in the
20 landfill 2 area and the area of the old reservoir behind
21 fill site 1.

22 So they -- it tends to confirm our suspicions
23 about where waste was placed and for what reason.

24 MS. MONAGHAN: So it seems like on figure 1,
25 there's a lot of contamination that's not in that dotted

1 line.

2 Would we just not increase the size of the
3 dotted line?

4 MS. FANELLI: The dotted line is a debris
5 line. So it really has nothing to do with contamination at
6 this point.

7 So when they do the analysis, that's one
8 thing that is going to be happening. They're going to be
9 doing their analysis of the human health and the space on
10 future land use. So they will propose an excavation line
11 as part of our next --

12 MS. MONAGHAN: Okay.

13 MS. FANELLI: -- submittal.

14 So I know that there's concern about that
15 line.

16 MS. MONAGHAN: Mm-hmm.

17 MS. FANELLI: What's ten percent debris and
18 what's not ten percent debris.

19 MS. MONAGHAN: Figure 2 seems to be a bigger
20 problem.

21 MS. FANELLI: Part of our analysis will be
22 looking at the different elements and what we have. In
23 some cases, sometimes where we have metals, it is a
24 serpentinite signature. I know you've seen that before.

25 In other cases, we don't know why it's there,

1 but we haven't completed that analysis. So I don't want
2 you to think that that line is the limits of excavation at
3 this point.

4 MS. MONAGHAN: And if we're doing -- taking
5 out 200 trees and things, would this be something that
6 would -- may be given back to Andy Goldsworthy to do more
7 spires or something? Are we going to use those trees? Are
8 we going to chip them? What are we going to do with them?

9 MS. FANELLI: I'm hoping there might be some
10 residual value to make it cost less. I don't know if
11 that's true. There's a lot of eucalyptus.

12 MS. MONAGHAN: It's a lot of trees.

13 MS. FANELLI: I don't think the Trust will
14 have much use for the majority of them. Usually we have
15 the contractors take them off-site.

16 FACILITATOR KERN: Yeah.

17 MR. CHESTER: I noticed on some of the data
18 boxes are from the 2009 Mactec investigation.

19 And what was the impetus for that? Was that
20 part of the data gap analysis?

21 MS. FANELLI: That was the data gap
22 analysis. Exactly.

23 Going into this gap as we've talked about
24 maybe a year ago now that getting better certainty on the
25 volumes, the characterizations so we can have better cost

1 estimates going into the program, that's part of the data
2 gap that we were doing.

3 So we wanted to get enough data to be able to
4 have a little better control or certainty on the volume of
5 material and how it might classify for disposal once it
6 goes off-site.

7 MR. CHESTER: Do you foresee any need or is
8 that the end of the additional borings for
9 characterization? Does this close the gap?

10 MS. FANELLI: The next -- the next series,
11 which will be about five -- I actually can't remember all
12 the numbers, but it's just a couple days' worth of drilling
13 primarily to get total depth.

14 That will close our investigation, yes. Yes.

15 FACILITATOR KERN: There are a few points I
16 think it would be really good to let people know about.
17 The committee meeting and this meeting are sort of the
18 first meetings that we're getting into more of the details
19 that will demonstrate sort of the significant impacts of
20 doing these operations.

21 In addition to the trees, there are going to
22 be a number of things going on. It will be much closer to
23 the neighborhood. You know, Julia Kahn right up the way
24 there.

25 So it's very important for us to be asking a

1 lot of questions about those kinds of impacts so we can
2 talk about it and get the word out.

3 One of the things we started to talk about at
4 our committee meeting, for example, was -- I doubt that all
5 this is worked out, but just the idea of how the waste
6 would be removed from the -- from the site, where it -- how
7 it would be hauled out given that it's fairly isolated and
8 it's kind of in the way for the roads. It's going to be a
9 little bit tricky.

10 So I'm sure that we'll get a lot more details
11 as we go on about the hauling of the material and the plan
12 for that.

13 I thought I would also ask -- it's a small
14 detail, but the -- it's a major hiking trail, that ecology
15 trail that -- Corey Road kind of runs through there and
16 just thinking about those impacts.

17 A lot of people use that trail, and I'm sure
18 it will all be closed off when there's excavations going
19 on.

20 But just how to handle that, that issue. It
21 seems if there's contamination that goes into Corey Road
22 for some reason, that's something that we should maybe
23 think about what the impacts of that would be since it's
24 already kind of cut into a hillside.

25 If we end up having to remove part of the

1 road for any reason, how we'd rebuild it, what kind of cost
2 would happen for that. It could be significant.

3 I do know that adjacent to the site many
4 years ago was, the serpentine grasslands were restored.

5 So are there issues around endangered species
6 that we need to know at the site? I'm asking that as kind
7 of a question. Could we run into that as an issue?

8 Anybody have any idea whether that -- I just
9 thought we'd bring it up since we did run into it at 8 and
10 10 sort of later in the process.

11 If we have any issues, it would be good to
12 deal with that sooner than later because it can be -- can
13 complicate things.

14 MS. THOMAS: There is Presidio in the ditch
15 for that area, grassland and we're already talking with
16 Genevieve about how to work with that. It's already
17 again -- the lessingia is the Fish and Wildlife Service
18 biological opinion that addresses that this work will be
19 done, and I think we're going to be integrating a lot
20 closely to make sure that that's taken care of.

21 FACILITATOR KERN: I just have this sort of
22 mild sense of dread that the road is going to be a
23 complicating factor given the possibility of contamination
24 either being under it or part of the road or something, and
25 that will add a lot of complication.

1 Usually it's a haul road, and that will
2 happen in a worst case scenario.

3 Let's see. Another issue that comes to mind
4 is the -- the historic dam that's probably got a lot of
5 filters right behind it at fill site 1.

6 To me, that is -- given the kind of historic
7 preservation issues that we've run into in the past and the
8 accelerated schedule that you're hoping for, I'm thinking
9 of major issues that could come up like somebody saying,
10 "Oh, we have to keep those things completely intact and we
11 want to know all the history about them before you do
12 anything at the site. We want to see a report about those
13 dams," and all of a sudden we're into some archeology thing
14 that we lose a year or something.

15 MS. FANELLI: As you know, we already have
16 had -- been coordinating with them. We had archeology
17 oversight on all of the test pits on fill site 1 and we
18 have been talking to them about the structures.

19 In terms of schedules, we are moving, but we
20 aren't as compressed as we were on RAP4 sites. So we are
21 trying to get the RAP completed this calendar year for
22 sure. Hopefully actually in October, and then we are
23 scheduling to start design after that.

24 So we do have some time to get through design
25 before we hit the construction season in 2010. So we're

1 hoping to have a more -- a less fast-track overlapping pace
2 on our activities and definitely one of the reasons for
3 that is so that we can address all these issues more timely
4 and not on the fly in a more substantive fashion.

5 FACILITATOR KERN: Yes. Well, I think
6 that's really wise. I'm just thinking that somebody may
7 require sampling of the dam materials to find out the
8 nature and extent of the entire dam.

9 I'm always thinking worst case scenarios
10 having -- having been through most of the worst case
11 scenarios that we can imagine, so --

12 MS. FANELLI: At this point, the dam is
13 slated to stay. It's not part of the remediation.

14 FACILITATOR KERN: Sure.

15 MS. FANELLI: But what we would work through
16 in the design, obviously, is the drainage and all of those
17 types of issues that you have to work through to preserve
18 that feature and still be able to do your historic -- not
19 historic, but your native plant restoration area, and of
20 course we have a recreation area immediately adjacent if
21 not overlapping, as well.

22 So all of those issues are being coordinated
23 early on as we speak internally so we're all moving in the
24 same -- the same step.

25 FACILITATOR KERN: Very good.

1 MR. O'HARA: I'm not aware of the dam or how
2 big the ponding area or catch basin is behind it, but I'm
3 assuming that it is not a working --

4 MS. FANELLI: It's not working, no.

5 MR. O'HARA: When you do the remediation,
6 would you be opening up the dam area or the area behind the
7 dam where water would accumulate?

8 MS. FANELLI: Yes. We'll be doing that.

9 MR. O'HARA: And the next question would be:
10 If that's the case and it's not the case now, are there
11 seismic issues that you would have to consider with respect
12 to this dam?

13 MS. FANELLI: We wouldn't open it or restore
14 it so that it would hold water as it used to. That's some
15 of the drainage issues that we were talking about.

16 There could be stabilic issues that we would
17 have to look at. I don't anticipate that there would be
18 serious issues because it's not impounding anything, but
19 you bring up a good point.

20 There are a whole series of regulations
21 that -- with that dam that confound things. There might be
22 some issues with it, but because it's not holding water, I
23 doubt that it would have too much significance.

24 MR. O'HARA: Okay. Thank you.

25 FACILITATOR KERN: I suppose one other issue

1 that may come up with the dam is in somehow putting
2 basically the pond area behind the dam that was filled in
3 with fill site 1, and it's always possible that those
4 materials contaminated the material that forms the dam.

5 So that could create another wrinkle in the
6 whole process is what to do with that, and that could be a
7 bad complication.

8 So -- anyway, other questions or issues?
9 Just trying to get as much of this thinking out on the
10 table as far in advance as possible.

11 MR. CHESTER: Is there data in the
12 impoundment area that has been collected in regard to --
13 I'm not visualizing where that dam is right now, but is the
14 feeling that there may need to be more sampling in that
15 area to --

16 FACILITATOR KERN: I think the fill site 1
17 is pretty well understood. There's been a lot of sampling,
18 and even more recently by the Trust.

19 I just worry about things like historic
20 features that are immediately in contact with those
21 materials.

22 We experienced -- we've experienced that at
23 many sites where contamination actually was encountering a
24 historic feature, partially contaminated it, had to be
25 removed and that feature restored.

1 But then before that could happen, people had
2 to sample and really understand the nature and extent
3 before anything was done, and it just added a lot of
4 additional planning.

5 One site that I can think of, this would be
6 Baker Beach 1. There were the historic earthworks where
7 some of it was contaminated.

8 MR. CHESTER: And this is an earthen dam, I
9 imagine.

10 MS. FANELLI: That's correct.

11 FACILITATOR KERN: Yeah.

12 MR. CHESTER: It's not engineered structure
13 beyond -- it's ancient.

14 MS. FANELLI: It's an old engineered dam,
15 that's correct.

16 FACILITATOR KERN: I think the dam was
17 actually breached. It didn't work very well.

18 MR. ULLENSVANG: It had been breached.

19 FACILITATOR KERN: It was breached.

20 MS. CHEEVER: Is the dam protected in some
21 way as a historic feature?

22 FACILITATOR KERN: I'm sure it would be.

23 MS. FANELLI: It is. And we have been
24 working closely with our historical resources people.

25 At this point, one of the concerns we have is

1 looking at debris and seeing if any of it is historical,
2 and their gut feel -- I don't have this in writing yet --
3 most of the debris found was not historical, so they're not
4 really concerned with collecting a lot of that material,
5 but I have removed contaminated sediments from behind dams
6 before, and it is a cost, but the idea is that we will have
7 a pretty good handle on that.

8 Right now we don't have a lot of evidence or
9 any evidence to suggest the dam is in bad shape, because
10 it's mainly the debris that's in there.

11 If there was ash behind the dam, then I might
12 be a little bit more concerned. If there was something
13 that really could have worked its way into the earthworks,
14 and we would work with our historical people as to what
15 their preference was for handling it, whether it was to
16 remove it or reconstruct it, cap it, cover it, however.

17 Besides the dam, there are water conveyance
18 structures that are earthen that are presumably buried that
19 there's evidence of.

20 So there will be some careful excavating, and
21 the grading plans will be seriously coordinated because
22 there's a lot of competing interests for the final layout
23 and how that's going to work so that -- so that all of the
24 goals are achieved at the end.

25 MR. CHESTER: Was it an impoundment for

1 drinking water or runoff control or do they know?

2 MS. FANELLI: I think it was part of the
3 Elpolene, the whole original -- I think they were trying to
4 capture water. Actually, Brian, you might know more
5 information.

6 MR. ULLENSVANG: I've assumed it was water
7 supply.

8 FACILITATOR KERN: I think we've seen
9 pictures of cattle, too, like a cattle pond type thing,
10 historic photos.

11 MR. CHESTER: This might not pertain here,
12 but the only encounters of hazardous materials in relation
13 to old dam sites that I've been familiar with was if it was
14 used for drinking water and you had algae growing, you'd be
15 spreading a copper based algaecide throughout the water
16 column, and that over -- in over years of doing that, it
17 accumulates in sediments, and whether this was prior to
18 that question or this red bore impoundment was used in such
19 a manner.

20 FACILITATOR KERN: That's a good --

21 MR. BOGGS: It's actually the filling of
22 that with the debris fill after it was used for water is
23 what we're concerned with.

24 I don't think copper, but it's a good idea
25 that if we do see an interface between the filled in

1 material, the waste that was filled in there and the native
2 soil, that sediment layer would be very good for us to look
3 for copper.

4 MR. CHESTER: I've seen it exceeding DTSC
5 levels in places where it's actively used.

6 FACILITATOR KERN: That's good. Other
7 comments on this.

8 Well, like I said, it's sort of the initial
9 discussion phases and all this will be considered and
10 worked out.

11 MR. BOGGS: Just to add two bits, I don't
12 know how closely people looked at the diagrams. There's
13 some blue dots that constitute selenium and cadmium
14 exceedences.

15 We had a briefing on risk assessment recently
16 and it looks like we're loosening the standard for cadmium.

17 So those cadmium concerns and those little
18 blue dots, which are really minor at this point, they're
19 very close to our existing cleanup level are probably going
20 to be below cleanup levels.

21 So that doesn't really change things, but it
22 does make it seem a little bit more consistent on the
23 outside where we have some samples that may not actually be
24 contaminated.

25 FACILITATOR KERN: Any change in the

1 selenium levels? Bob, any change in the selenium?

2 MR. BOGGS: Not that I heard.

3 Lead, they're talking about making even a
4 tighter standard, but none of it's been formalized yet.
5 But it's just what's coming down the pipe pretty soon.

6 MR. CHESTER: Is that from a state
7 perspective?

8 MR. BOGGS: From our state -- what we call
9 heard, health and ecological risk division, and they work a
10 lot about John's agency here.

11 MR. BUDROE: Before they all retire.

12 MR. BOGGS: Right. Of which several of our
13 agency -- four of them to be exact -- have declared they're
14 retiring soon.

15 Luckily at the Presidio, we have a base-wide
16 cleanup levels document, so ninety percent of the work that
17 we've used them for has already been accomplished,
18 so --

19 FACILITATOR KERN: Are there any other --
20 this is not an agenda item, but I thought I would mention
21 while we're here.

22 Are there any other RAP items, future RAPs
23 that you would want to mention?

24 MS. FANELLI: Next meeting I think is our
25 quarterly report, and I'll have an update on the schedule

1 which is being updated now, all of that and the financial
2 information. So that might be a better time to give an
3 update.

4 MR. YOUNGKIN: When would the tree removal
5 begin in order to make construction season next year?

6 MS. FANELLI: We would want to do it before
7 bird nesting, and for the RAP, that's before the beginning
8 of the calendar year.

9 That's one of the reasons why we would feel a
10 little pressure to get the RAP out. We would like to have
11 it approved so we can do the tree removal. It will not be
12 a one-week effort. It's more than that. We don't want to
13 do it in the rain. It's sloppy and difficult.

14 MR. YOUNGKIN: It would be November/
15 December.

16 MS. FANELLI: That's absolutely what we're
17 looking at. If there's ways for us to go sooner, but, you
18 know what? We don't have the same sort of documents to
19 rely upon that we did at landfill 10 where we did some of
20 the removal under the other document, but we're looking at
21 that to see if there's a good way to sequence it and do it
22 in the correct fashion.

23 FACILITATOR KERN: Very good. Moving on,
24 then, to item 6, any comments or updates from our
25 regulators? We're happy to have both here tonight.

1 MS. FARRES: Well, I issued two more UST
2 closure letters today, so I did a little math, and starting
3 from last February, we've closed 145 tanks, so -- so I've
4 reached a milestone.

5 MS. FANELLI: So you're going on vacation.

6 MS. FARRES: I'm going on vacation. So I
7 can rest easy.

8 FACILITATOR KERN: That's good. Well, we
9 appreciate that huge amount of work in getting those
10 closures. That's a really big -- well, it's a number of
11 features in the cap of the remediation program, those
12 closures. I know a lot of it is just tedious bookkeeping.

13 MS. FARRES: Right.

14 FACILITATOR KERN: Making sure that all the
15 T's are crossed, I's dotted, but it's essential work, so
16 much appreciated.

17 Anything, Bob?

18 MR. BOGGS: Well, I just gave you a little
19 update on cleanup levels.

20 We've been working pretty rapidly on the
21 design for 8 and 10. We still only have just this one
22 issue with the sand boil.

23 The tech memo I guess is going to be out
24 tomorrow that we're concerned with. That's the only thing
25 that I see potentially -- or frankly has the potential

1 holding up or getting started or issuing the contract the
2 week after next.

3 Our seismic engineer on the job is concerned,
4 just because it's a hydraulic soil potentially and he just
5 wants to make sure that it's done correctly.

6 That's really about it from the focus at this
7 point.

8 FACILITATOR KERN: Do we know the nature of
9 the results -- can you talk about the tech memo and what
10 it's going to say?

11 MS. FANELLI: Well, I have read the draft,
12 and it will be issued tomorrow, but in essence the
13 conclusions are that it's not an SES Geotechnical Engineers
14 opinion related to the pipeline.

15 However, there is sand fill related to the
16 placement in the area, so they are proposing -- this is
17 laid out -- to collect a couple of samples to confirm the
18 physical properties of the sand, the sheer strength and
19 properties of the sand just to make sure that there is no
20 additional shoring or remediation in that -- in that area.
21 Recompact that sand.

22 So if they weren't seeing the strengths that
23 they wanted, then their proposal would be to recompact in
24 that area, excavate and recompact, which is what we
25 anticipated -- I anticipated that they were going to be

1 recommending.

2 So it was getting all of that documentation
3 written up and figures.

4 So as a matter of fact right before the
5 meeting, I -- I had an e-mail exchange on my Blackberry and
6 so I had -- it may actually be in your boxes tonight. The
7 first thing tomorrow morning, you should see that, and
8 we'll copy it to everybody at that time. So that's the
9 nuts and bolts of it.

10 FACILITATOR KERN: Very good. Thank you.
11 Anything else? Oh, yes, Peter.

12 MR. O'HARA: Anything that you can update us
13 on as far as Mountain Lake is concerned?

14 MS. FANELLI: We have actually issued a
15 request for proposal and received three proposals to
16 complete the RAP, so I'm kind of going back to schedule,
17 and we are pretty close to selecting a firm, and I'll let
18 you know that in a couple weeks.

19 I'd like to get the paperwork in place so I'm
20 not really to make a pre-announcement, and that firm is
21 going to take the -- take the current documents and -- and
22 create the RAP.

23 At that point, we will wait until we see, I
24 believe, how the current lawsuits work their way through
25 the system.

1 But we are endorsed under our Zurich RSL
2 policy to complete work associated with Mountain Lake
3 through the RAP. So we are relying on that endorsement
4 from the insurance company to complete the RAP.

5 We think that that will actually facilitate
6 resolution of the discussions, because at that point we
7 will have confirmed the remedy and what we are doing at the
8 site, and there will be less conjecture by the various
9 parties as to what is required or not required.

10 MR. O'HARA: Part of the overall plan,
11 though, is to redirect the road water with runoff away from
12 the lake; right?

13 MS. FANELLI: That is part of our
14 discussions, and I'm not sure at this point how that will
15 play itself out in terms of the remediation of the
16 sediment.

17 We do look at the remediation of the sediment
18 separate from issues associated with the overflow pipeline,
19 separate from the stormwater issues. There's three topics
20 that we're looking at with that.

21 Our position would be yes, we would -- we
22 believe that they need -- Caltrans needs to address the
23 stormwater runoff issues as part of a prior to the
24 remediation, or else there's the potential just to
25 recontaminate.

1 MR. O'HARA: I was going to say. It's a
2 Catch 22.

3 MS. FANELLI: It is.

4 MR. O'HARA: Okay.

5 MS. FANELLI: So it is definitely one of the
6 discussion topics, and I'm not envisioning how that will
7 play out in terms of the actual RAP at this point.

8 MR. O'HARA: Thank you.

9 MS. FANELLI: You're welcome.

10 FACILITATOR KERN: Other questions?

11 Item number 7, new business. I asked Mark to
12 put this on here, Summit meeting agenda, Summit meeting
13 discussion.

14 We really don't have a Summit meeting
15 calendar, as far as I know, and it seems like the timing
16 was good to consider getting the various senior management
17 back to the table before a variety of things have been
18 concluded. There are new projects out there for
19 consideration.

20 It's my own personal opinion that the Summit
21 meetings have been helpful, and so I wanted to at least
22 open this up as a topic to begin discussions about when
23 such a meeting could happen and what would be on the agenda
24 and at least get the pulse of community members from your
25 experiences, at least hearing and reporting on the Summit

1 meeting, whether you would endorse this or not.

2 So that's why it's in the new business
3 category. We really didn't have one scheduled.

4 So some of the possibilities for agenda items
5 would be just looking at the schedule for all -- you know,
6 the upcoming decisions.

7 My impression is that decisions are going to
8 come at a rapid pace and that cooperation between all the
9 agencies, particularly we -- there are always surprises
10 that come up, and the more communication we have, the
11 better for handling the inevitable surprises.

12 So particularly schedule would be important,
13 and then the next RAP, having a discussion of all the
14 issues associated with that.

15 It seems like a reasonable timing might be a
16 month from now, perhaps in June. I'm putting that out
17 there for people's consideration.

18 And in order to make sure that works, people
19 would need to check in with their management to see if
20 their management would be available and willing and
21 interested.

22 So that is my proposal put out there and
23 hopefully people can consider that and perhaps at one of
24 our interior -- interior. Status meetings during the day,
25 we can check in on that idea.

1 Any other comments on that idea? Jan.

2 MS. BLUM: Well, I generally support having
3 another Summit meeting, because I think if I were living in
4 one of the neighborhoods surrounding the Presidio in
5 August, I think I might be tearing my hair between the
6 Public Health Service Hospital and all that.

7 I know you do a lot of treatments with the
8 dust flying and the noise and all of that, and then we have
9 potentially starting out a new construction area near the
10 Presidio wall.

11 So I think maybe just looking at some of the
12 mass effects of the neighborhood would be something that
13 you'd want to talk about.

14 I think there will be a lot of activity at
15 the same time in multiple areas.

16 FACILITATOR KERN: Well, to add to that,
17 it's my understanding that sometime in August, the entire
18 stretch along Doyle Drive will be --

19 MS. BLUM: Oh, that's right.

20 FACILITATOR KERN: -- cleared, and that will
21 have huge impacts.

22 MS. BLUM: Yes.

23 FACILITATOR KERN: Visual impacts.

24 MS. BLUM: And road closures are going to be

25 --

1 FACILITATOR KERN: That's starting up pretty
2 soon. So you have Public Health Service Hospital and you
3 have Doyle Drive and potentially tree cutting later in the
4 year for fill site 1 and landfill 2.

5 There's going to be major impacts that I
6 think it would be really good to get people together to be
7 thinking about.

8 MS. BLUM: Do you think of neighborhood
9 meetings when this type of volume activity would occur?

10 MS. FANELLI: Yeah. The remediation group
11 coordinates with our public affairs department for the most
12 part and supports them -- keeps them apprised of what's
13 going on, and then they take the lead in developing our
14 public outreach program for our work.

15 So the answer's yes --

16 MS. BLUM: Thank you.

17 MS. FANELLI: -- I guess, but it's not
18 always initiated at the remediation level. It's
19 coordinated through public affairs.

20 FACILITATOR KERN: Well, as many of you
21 know, I -- I spend time at the Crissy Field Center. That's
22 where I do my teaching work, and that's -- that center is
23 going to be heavily impacted.

24 That building will actually become the
25 offices for Caltrans running the whole Doyle Drive process

1 out of those -- that space, and it's my understanding
2 currently that there'll be temporary buildings put up I
3 think on the East Beach area to run the Crissy Field Center
4 operations.

5 Well, that's just one organization. So --
6 and that's happening in August. People are moving out of
7 that building in August, and all along the whole Doyle
8 Drive area, there's going to be a lot of impact, so there's
9 a lot happening this year.

10 Any other comments? Yes.

11 MS. MONAGHAN: I was thinking about June and
12 the reason to have another Summit in June. I like the idea
13 of having a Summit at the beginning of 8 and 10, the work
14 actually starting.

15 And then to talk about RAP5 and the tree
16 removals, all the other sensitive things that are going on
17 with that.

18 So I think those are two important things to
19 have a Summit meeting about in June.

20 MR. ULLENSVANG: We would be very supportive
21 of a Summit in June.

22 MS. MONAGHAN: How about you, Bob?

23 MR. BOGGS: Not only would we be supportive,
24 at the end of the month, I'm going to have a new
25 supervisor, and so we're already talking about having her

1 come out and get a briefing, get a tour of the sites.

2 MS. MONAGHAN: Okay.

3 MR. BOGGS: She's actually getting a tiny,
4 tiny briefing on this Friday. She doesn't actually take
5 effect until the end of the month, though.

6 So yes, it would definitely be very good to
7 have her come, meet the upper management and have a
8 discussion about the sites, hear the public's concerns here
9 just to be involved. So I'm supportive.

10 FACILITATOR KERN: Well, we can do further
11 checking in about that.

12 So action items. It seems like there is an
13 implied action item for everybody is to begin to assimilate
14 all of this information about things coming up so you can
15 be personally prepared to talk about it if you need to. So
16 that means asking a lot of detailed questions, and perhaps
17 even thinking about materials that you might want to bring
18 to other meetings that we might be able to develop here.

19 We have the sampling, I guess, for landfill 2
20 is next week, so we can be checking in about that.

21 We have the financial information coming up
22 for the next meeting? Yes.

23 MS. FANELLI: That's the goal.

24 FACILITATOR KERN: Yes. So that would be a
25 potential agenda item, as well, and then I think the

1 results of the bids would be a potential agenda item.

2 And then I guess June 1st being a notice to
3 proceed. We won't know. That may be for the June RAB
4 meeting, as well, if that's all going properly.

5 MS. FANELLI: Right. The financial would be
6 for the RAB meeting.

7 FACILITATOR KERN: For the RAB meeting.

8 MS. FANELLI: Yeah.

9 FACILITATOR KERN: Okay.

10 MS. MONAGHAN: I think -- is it possible
11 that we could take some pictures of landfill 1 and fill
12 site 2 for the next RAB meeting so people can start
13 understanding how the tree situation looks like?

14 FACILITATOR KERN: It might be good to know
15 which areas of trees --

16 MS. MONAGHAN: Mm-hmm.

17 FACILITATOR KERN: -- would be --

18 MS. MONAGHAN: I don't know.

19 FACILITATOR KERN: -- proposed to be cut.

20 MS. FANELLI: I can see what photos Mactec
21 and Genevieve took.

22 MS. MONAGHAN: They've been taken.

23 MS. FANELLI: And if they have those, I will
24 bring them.

25 MS. MONAGHAN: Without having roads on this

1 map or pictures, it's kind of hard to --

2 MS. FANELLI: We could certainly -- we could
3 probably make -- I don't know if you wanted to take a look
4 at the site. I'm sure I could make somebody available to
5 kind of give you an idea of the boundaries.

6 FACILITATOR KERN: I guess I'm imagining a
7 lot of the trees kind of in the ravine where the fill is,
8 there are trees in there.

9 MS. FANELLI: If you -- the landfill is
10 basically two trials. One that goes to Quarry Road and one
11 to the suit. If you just go in between those two and the
12 area in between, that's the area that we're talking about.

13 MS. MONAGHAN: Okay.

14 FACILITATOR KERN: Are there any other items
15 for discussion for tonight? Any other items for the good
16 of the order?

17 Then without objection, meeting adjourned.
18 Thanks, everybody, for coming out tonight.

19 (The meeting concluded at 8:18 PM).

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1 STATE OF CALIFORNIA)

2 COUNTY OF SAN FRANCISCO)

3
4 I, the undersigned, herby certify that the discussion
5 in the foregoing meeting was taken at the time and place therein
6 stated; that the foregoing is a full, true and complete record
7 of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the foregoing meeting
10 and caption named, or in any way interested inthe outcome of the
11 cause named in said action.

12 IN WITNESS WHEREOF I have
13 hereunto set my hand this

14 14th day of May,
15 2009.

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17 MARK I. BRICKMAN CSR 5527
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1 PRESIDIO RESTORATION ADVISORY BOARD MEETING
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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS
16 TUESDAY, JUNE 9, 2009
17 OFFICER'S CLUB, BUILDING 50
18 PRESIDIO, SAN FRANCISCO, CALIFORNIA
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24 Reported by: MARK I. BRICKMAN, CSR, RPR
25 License No. 5527

1 ATTENDEES
Page 1

2 RAB Members:

3 Doug Kern, Facilitator
Mark Youngkin
4 Eileen Fanelli
Terri Thomas
5 Bob Boggs
Agnes Farres
6 Gloria Gee
Jan Blum
7 Jan Monaghan
Julian Hultgren
8 John Budroe
Edward Callanan
9 John Chester
Toni Kramer

10

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14

15 BE IT REMEMBERED that, pursuant to Notice of
16 the Meeting, and on June 9, 2009, at the Officer's Club,
17 Building 50, Presidio of San Francisco, California, before
18 me, MARK I. BRICKMAN, CSR No. 5527, State of California,
19 there commenced a RAB meeting under the provisions of the
20 Presidio Trust.

21 --- o0o---

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1 AGENDA

2		Page
3	1) Welcome and Introductions- Doug Kern	4
4	2) Agenda Discussion and Approval	4

5	3) Announcements and Old Business - None	
6	4) Committee Business & Reports	4
7	5) Reports & Discussions	
8	A. Quarterly Status/Financial Report-Eileen Fanelli	6
9	6) Regulatory Agency Status Updates/Inputs	
10	A. Robert Boggs, California DTSC -	50
11	B. Agnes Farres, California RWQCB - None	
12	7) New Business	
13	A. June 18 Summit Meeting Agenda	54
14	8) Review of Action Items	55
15	9) Agenda Items for Upcoming Meetings	55
16	10) Adjournment	58
17		
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1 FACILITATOR KERN: It is ten after. I would
2 like to encourage everyone to take their seats and we'll
3 begin.

4 I'd like to welcome everyone to tonight's
5 meeting at the Presidio Trust, the regulators, DTSC, the
6 Water Board -- the Park Service is not here tonight --
7 members of the community, and thank you for being here

8 tonight.
9 Are there any additions or changes to the
10 agenda?
11 Are there any announcements or old business.
12 Announcements? No announcements.
13 All right. We may have an announcement at
14 the end.
15 Committee business. Mark is running late.
16 Last -- two weeks ago when we had our committee meeting, we
17 met at El Polin Spring and we walked sites to landfill 2
18 and fill site 1, and made many observations and looked at
19 the site.
20 So I think those that went on that trip have
21 a much better idea of what we're talking about for those
22 two sites that are coming up.
23 In particular, I think it brought home the
24 difficulties with hauling the waste which direction, where
25 would trucks go. Those would be significant issues.

5

1 We also discussed the approximate number of
2 200 trees that might have to be taken down and we saw where
3 those were, and indeed there are a huge number of trees on
4 landfill materials. So that's another big issue to make
5 sure people know about.
6 Those of you that were on that trip, anyone
7 else have any thoughts, important things that we covered?
8 MS. MONAGHAN: I was just impressed at how
9 hard it's going to be. It's going to be tough.
10 FACILITATOR KERN: Well, I think that's

11 right.

12 John.

13 MR. CHESTER: Was someone from the Trust on
14 that trip, as well? I was wondering if there was any
15 feedback from -- from the Trust plans versus from what --
16 the group that went, what they saw in terms of reconciling
17 any differences.

18 FACILITATOR KERN: There weren't. It was
19 open to agency members, but effectively it was a night off
20 for them. So we just walked around and just looked on.

21 I'm not sure those plans are really tied down
22 yet. So it's good that we got a basic understanding of the
23 site.

24 We can bring out people if you're interested
25 if you didn't make that meeting now that it's getting

6

1 lighter.

2 MR. CHESTER: Yeah.

3 FACILITATOR KERN: Yeah. I think one of the
4 difficulties particularly is the -- there's a lot of sand
5 between landfill 2 and fill site 1.

6 If there's any movement or hauling between
7 the two, that would be a challenge, how it actually moves
8 over that -- that area.

9 All right. Seeing no other comments on that,
10 we're ready for the quarterly status report.

11 MS. FANELLI: Okay. I'm happy to report
12 that we have the projector and computer working, so
13 hopefully that will continue.

14 Pretty close to the same format. I want to
15 go over the quarterly report that was issued several weeks
16 ago. Doug and Mark got electronic copies, and I don't know
17 if you sent it out to folks, but I didn't bring any
18 additional copies.

19 FACILITATOR KERN: We did.

20 MS. FANELLI: All right. So I'm going to go
21 through the highlights of that, the milestones achieved
22 last quarter.

23 We'll take a quick look at the costs-to-date
24 and a quick discussion of schedule performance. And then
25 I'll get into more details on the program status, and that

7

1 will swap into this more recent quarter, and there's a few
2 pictures to make it a little bit more interesting, and then
3 talk a little bit more about next quarter's activities.

4 Second quarter -- so I really have tried to
5 stay true to the quarter. I've only listed things that
6 we've achieved through the end of March.

7 As you know, DTSC approved RAP4. That was a
8 major milestone, and by the end of the quarter, we had
9 completed the Remedial Action Workplan, draft and the
10 ninety percent construction documents for the Public Health
11 Services Hospital site. That would be 8, 10 and graded
12 area 9.

13 We also initiated site assessment activities
14 at fill site 1, landfill 2, what I'm currently calling
15 RAP5A, and then we actually submitted a closure request in
16 that quarter for fill site 4, which was a site in RAP1.

17 On petroleum, we continue to receive tank
18 closures in tank group 4. We have since closed out tank
19 group 4, but we have received closure from Agnes in the
20 first quarter, second quarter, and on lead-based paint, it
21 included milestones of approval of two soils that we used
22 in landscape areas for backfill, what we refer to as
23 Denbeste soil and Presidio mix.

24 With those two approvals, we're in better
25 shape now with closures of lead-based paint sites.

8

1 That first quarter that -- projects with the
2 greatest cost activity. These were invoices received,
3 basically -- reflected the closing out of construction on
4 the RAP3 sites, the firing range 633, which was one of the
5 last sites that was cleaned up, 669, which was the large
6 incinerator site.

7 You can see there that the cumulative today
8 cost of one million dollars exceeds the current budget, so
9 we are doing budget adjustments, and I'll talk a little bit
10 more about that.

11 The Nike facility and the Nike swale. Those
12 were the sites that we closed out construction on, and so
13 it makes sense that those are the costs that have come in.

14 It also reflects the ramp-up and continued
15 work on landfill 8 and landfill 10, which are the two major
16 design pieces that we were working on.

17 This is the summary table that's in the
18 quarterly report. It still reflects our current budgets
19 that are in the Trust financial information system, our

20 Oracle system, but it -- so you're seeing basically the
21 same estimated costs at completion of about 156 million
22 dollars.

23 Minor adjustments to that number are based on
24 changes in estimated interest income, which have actually
25 gone -- gone down to virtually nothing.

9

1 And we did first quarter, I think, have minor
2 adjustments to Trust labor, and that was based on the
3 outside auditor's recommendations for how the Trust should
4 be maintaining their books, and basically the change was to
5 remove escalation from those labor estimates.

6 So this is real dollars in today's dollars of
7 labor estimations.

8 We did receive more reimbursed costs. I
9 think the last report you saw had 4.9 million,
10 approximately. These would be from unknown sites from the
11 Army, and through the real policy, we have 5.4 listed
12 there.

13 The interest income is -- actual is 19.1
14 below what we had estimated at 19.2.

15 So I don't know if there's any general
16 questions or comments on that, these numbers at this point,
17 but we can come back to budget.

18 This is the snapshot. It's changed slightly.
19 The remaining costs increased by approximately a hundred
20 thousand dollars from what we showed last quarter.

21 All the bottom line, that mainly reflects
22 less interest income for the money that the trust has in

23 the bank.

24 I think that completes the -- the budget
25 piece. The details on individual project sites are in the

10

1 report.

2 I can tell you that we are continuing to work
3 on budget reallocations, and my expectations is is that
4 those will be posted in fourth quarter for the end of the
5 year.

6 They will be agreed upon by the Trust
7 financial management in third quarter, and once they are
8 agreed upon, then I will publish them in a report.

9 It doesn't change our bottom line
10 significantly, but as we talked about before, there are
11 significant changes across different projects. Some
12 projects increasing, other projects decreasing.

13 For example, we've talked about coming in
14 under budget on RAP3 -- on the twelve main installation
15 sites. I have to be specific, because if I mention Baker
16 Beach 1, my management goes nuts.

17 So the twelve main installation sites, we
18 believe that conservatively we're going to come in about
19 800 to a million dollars under the established Oracle
20 budgets.

21 We're going to do as well on -- or better on
22 the landfill 10, landfill 8, graded area 9 budgets.

23 We are projecting increased budgets for fill
24 site 1 and landfill 2 at this point in time.

25 You'll see in future reports, too, that I

1 will be assigning degrees of confidence to those numbers,
2 and degrees of confidence will be based on design
3 process -- whether it's a planning number, a design number
4 or at completion type number -- and then you'll see
5 contingencies associated with those planning numbers where
6 we don't have good solid information and less contingency
7 or no contingency as we move through the process.

8 FACILITATOR KERN: On the -- the report, I
9 noticed that there seemed to be a fair amount left in the
10 estimate to complete for the RAP3 sites.

11 I was wondering if you feel like the RAP3
12 sites are pretty much paid for.

13 MS. FANELLI: Yeah. The remaining work on
14 RAP3 is to do the construction completion report and the
15 closure request. Those are in draft, and we're getting
16 ready to share that draft with our partner, the Park
17 Service, and then we'll be issuing it a few weeks after
18 that for general review.

19 At this point, because there's only
20 groundwater monitoring I believe at the Nike site, we're
21 likely going to request closure at all of the sites except
22 for the Nike site, and then based on the RAP and the
23 groundwater monitoring, we'll be following up with a
24 closure request for that and review of that data, and I
25 think the data looks pretty good right now, so I don't

1 expect that it would be too far after that we'd be
2 requesting closure.

3 So yes, we do anticipate a savings on that
4 site, and that's conservatively 800,000 to a million
5 dollars, maybe a little bit more if we're lucky. We'll
6 see.

7 There are budgets still remaining. You'll
8 probably note for some of the RAP2 and RAP1 sites, and
9 obviously we feel we're pretty close to completion. We
10 have submitted for closure at this point I think on both of
11 the RAP1 sites.

12 One thing I have to note in here. I was
13 reviewing my table of CERCLA sites, and I realized I put
14 the RAP2 sites in -- RAP1 sites in RAP2, so that was a
15 mistake.

16 So that will just shift up. So that will be
17 fill site 5 and landfill 4.

18 So budgets, for example, at fill site 5,
19 landfill 4, there will be budget left in there to close out
20 the monitoring wells and a little contingency because we
21 don't yet have approval.

22 The documents are in for DTSC review, but for
23 the most part, our -- we believe that the work has been
24 done.

25 Okay. So on RAP4, the status is -- we talked

13

1 a little bit more that we had issued construction
2 documents. We sent those construction documents to twelve
3 firms.

7 behind us, SES is going to begin working furthering the
8 construction documents for the CHP range, using the
9 existing specs that we have in some -- somewhat similar
10 work. It's actually a little bit less collected. It's
11 mostly removal and bringing them back.

12 So they're going to be working on that soil
13 removal and taking it back. We have going to start on that
14 so we can get that work done this year. That will be a
15 little bit of a frenzy.

16 This is a picture of the schedule to show you
17 that we have one for the construction. It's actually only
18 page 1. It's not page 2 because I couldn't get it all on
19 one page, but I circled the key date of September 30th.

20 This is when the parking lot 10 will be
21 returned so all the substantial work at landfill 10 should
22 be done by that date.

23 And you can see from this schedule, it is pretty
24 aggressive. This was prepared by HSR in conversations with
25 the Trust. It is aggressive. There will be a lot of work

15

1 activity out there.

2 They do show a substantial or completion date
3 of all of the grading work, not the planting by the end of
4 October. So a little slippage from the date I was giving
5 you October 17th. So we're looking at the end of October.

6 They're motivated to meet that date. We're
7 motivated to help them meet that date. I do know that HSR
8 has other projects that they're doing that have start dates
9 at the end of October, November.

10 I'm not sure where it is, so they're
11 motivated to get this work done, as well.

12 We do have Notice to Proceed from DTSC for
13 work on 8 and 9 and we are working on buttoning up a couple
14 of last design issues at the toll of landfill 10, and we
15 are actually -- instead of the current -- toll landfill 10,
16 and the other issue is the southernmost portion of the top
17 deck adjacent to the residents on 15th Avenue --

18 Mr. Weinstock's house if you're familiar -- where DTSC has
19 asked us -- we had in our plans to do field adjustment of
20 that cover to get the grades, and based on comment from
21 DTSC, we're actually doing the final graded plan for that.

22 So that should be done within the next week
23 or so out for everybody to take a look at, and then
24 hopefully we'll get approval in time to move to landfill
25 10, which if you could read this schedule is the end of

16

1 July.

2 So really what you're going to see is a whole
3 lot of work happening at landfill 10 in August, and we are
4 certainly going to meet with the local neighbors before
5 that happens, and I know that Diana Parker is planning the
6 broader PHS community meeting, one -- a special one at the
7 end of July, beginning of August time frame just so we can
8 do some additional outreach in addition to the quarterly
9 one, which is scheduled for September.

10 So this is going to be an active time.

11 We do have on-site a formal construction
12 management firm, and that is CH2M Hill. We'll have a

13 full-time construction inspector which is -- I didn't ask
14 him to come tonight. Maybe I should have, but maybe you'll
15 meet him at some point. His name is Bill Griffin. He'll
16 be out there everyday, and SES is going to provide design
17 services.

18 And Ryan Sielbach will be the project
19 manager.

20 Any questions on that actually before we move
21 on if there's -- yes.

22 MS. MONAGHAN: Could we get a copy of the
23 construction schedule so we can see it?

24 MS. FANELLI: Yes, you can.

25 MS. MONAGHAN: Okay.

17

1 MS. FANELLI: And this is a preliminary one
2 that we put out that we're still reviewing. When we get
3 the formal baseline schedule, which could happen in the
4 next couple of weeks, I will most definitely issue that.

5 MR. BOGGS: At the meeting yesterday, they
6 actually noted a couple corrections and changes that need
7 to be made already.

8 I anticipate we'll get -- so I guess that's
9 not a normal -- their formal submittal yet?

10 MS. FANELLI: It's -- I'm not considering it
11 that.

12 MR. BOGGS: Okay.

13 MS. FANELLI: This -- you can see in this
14 drawing, it doesn't show their logic.

15 MS. MONAGHAN: This is boilerplate.

16 MS. FANELLI: It's actually pretty close.
17 It's pretty close to being accurate, but their formal
18 schedule actually includes some of their logic, and it will
19 be updated by them.
20 What they'll -- the way this will work, it
21 will look similar to this. It will show tendencies in
22 there, and what they'll be giving us during construction is
23 those three-week look-ahead schedules.
24 So the detail will be in those look-ahead
25 schedules, and they will be critical, because we are doing

18

1 a lot of oversight.

2 So Natural Resources folks from the Trust and
3 the Park Service will be doing that work, and they will not
4 only be having Natural Resources oversight, but Cultural
5 Resources oversight. So there will be a fair amount of
6 coordination and we'll have it for you.

7 MS. MONAGHAN: Can I ask a question about
8 the bids? It seems like that was a really big spread for a
9 bid, and I wonder about what it was that made you decide
10 that the low bid was going to do it.

11 I -- I just --

12 MS. FANELLI: The bids actually came in
13 about twenty to 25 percent under engineer's estimate, which
14 wasn't surprising given the current climate and also
15 because I've instructed our engineers to estimate a little
16 conservatively.

17 MS. MONAGHAN: Mm-hmm.

18 MS. FANELLI: And so that wasn't a surprise.

19 The reason we felt that the bids at the lower
20 end were accurate were because three different independent
21 firms were clustered within about a hundred, \$200,000. So
22 that was evidence that it wasn't an outlier.

23 You know, if they were all three million and
24 there was one two, then I would think something was wrong
25 with the two.

19

1 The -- the firms that were at the higher end
2 tended to be more design firms that also had construction
3 equipment, so they would tend to be a little bit more
4 expensive, brought in more subs, and we did test their
5 number. Meaning that we looked at scenarios, because we do
6 have alternate prices, for example, for hauling off
7 material that might classify as a higher level waste.

8 So when we did our analysis to see how the
9 firms ranked, our low bidders still stayed low bid and
10 everybody stayed pretty much where they were. So another
11 piece of evidence the numbers were pretty good.

12 MS. MONAGHAN: So did everybody submit a
13 schedule at the same time? The other people, did they have
14 a longer time frame?

15 I was trying to figure out why there was such
16 a big difference.

17 MS. FANELLI: No. They -- a schedule
18 actually wasn't a requirement.

19 MS. MONAGHAN: Oh, okay.

20 MS. FANELLI: But surprisingly enough,
21 almost everybody did submit a schedule, and our package

22 sets performance dates. So there wasn't a big change in
23 schedule because they had to meet performance dates.

24 You know, I don't have the bid analysis here
25 in front of me.

20

1 MS. MONAGHAN: That's okay.

2 MS. FANELLI: What the variability was, but
3 certainly the variability was cover material and soil
4 provided. That was probably one of the biggest areas where
5 there was a range from \$5 a yard delivered from \$20 a yard.

6 So when you're talking about 7,000 yards,
7 that could be a big range.

8 MS. MONAGHAN: Yeah.

9 MS. FANELLI: Some of their MOB and de-MOB
10 costs, there was some range in that where they put the cost
11 of their work, and their disposal costs ranged a fair
12 amount. Some people felt they could do it a little cheaper
13 and better than others.

14 I think one of the reasons why the firm that
15 wanted did because they actually can perform better on
16 paving. They own a lot of their own paving equipment and
17 material. So they weren't sub -- they had fewer sub-
18 contractors --

19 MS. MONAGHAN: Okay.

20 MS. FANELLI: -- because they could do more
21 of the work.

22 MS. MONAGHAN: Thanks.

23 FACILITATOR KERN: I was wondering if you
24 were going to meet with the Weinstocks when you had a

25 design sort of together and just see how that worked out

21

1 with them? Not that they have any kind of a -- just as a
2 courtesy.

3 MS. FANELLI: Yeah. We've actually have
4 already met with them and we've been doing some of our
5 sampling.

6 So yeah, we talk to the Weinstocks on a
7 fairly regular basis. But we are going to.

8 MR. BOGGS: I've asked to meet with them, as
9 well, once we get the final design package and the data
10 back as far as we get some supplemental sampling and that
11 sort of thing so that we can --

12 MS. FANELLI: So they know.

13 MR. BOGGS: -- brief them with everything
14 that we know.

15 FACILITATOR KERN: That's good.

16 MS. FANELLI: So moving on to RAP5 sites,
17 these are them. These are sort of the three packages, the
18 Tennessee Hollow area, landfill 2, fill site 1 and El Polin
19 Spring. That's from the water quality discharge.

20 The coastal bluffs area, Baker Beach 1A,
21 Merchant Road fill site, and coastal bluff area 2, Baker
22 Beach 2 and the battery frontal slopes, and the schedule
23 that you see here is the construction year, and this is
24 what it's always been in the baseline schedule.

25 So we haven't changed that construction year

1 for any of these sites at this point.

2 The one that I -- thing that we did change is
3 we were planning to do a fair amount of the final analysis
4 and RAP preparation for the Baker Beach 2 and battery
5 frontal slopes along with 1A and Merchant Road fill site,
6 and we made the decision not to do that and to put that off
7 closer in time to the actual construction season.

8 Okay. So on status, and I have some pictures
9 in the next slide.

10 Fill site 1, landfill 2, as you know, we've
11 been out in the field and have done some supplemental field
12 investigation.

13 They have basically been completed at this
14 point, and we are into data analysis and preparation --
15 which will be put forward in an investigation report and
16 the Draft RAP.

17 And I'll -- these are draft documents. This
18 data has not been validated, but if you're interested, you
19 can pass -- there's only a few copies, but it just shows
20 you all the new data points for the different sites.

21 Our schedule for getting that investigation
22 report out is what we're doing currently is a risk analysis
23 based on the data, and we're going to use that risk
24 analysis relative to future land use to determine what
25 material needs to be excavated and what material doesn't

1 need to be excavated.

2 So we'll be identifying the waste that needs
3 to be removed, basically, and that's the information that
4 we'll be putting forward in the RAP, acknowledging that
5 there will be further design that will happen to integrate
6 that removal of waste with future land use, which includes
7 most of the natural resources restoration areas and some
8 recreation areas and some trails.

9 So the actual -- similar to some of the
10 elements on landfill 8, there could be -- and I expect that
11 there will be elements in the landfill, fill site 1,
12 landfill 2, fill site 1 actual construction documents when
13 we get there that it may not be remediation based and
14 wouldn't be a part of the remediation program, but by
15 coupling that work with the remediation work, it will
16 further everybody's interest and get it taken care of.

17 In the next couple of weeks, we hope to have
18 that basic analysis done, and at the regular monthly status
19 meeting -- which you won't be there for because you'll be
20 in training I think that week -- we'll be able to start
21 discussing that information and share it with everyone.

22 The final report -- because we anticipate the
23 comments will likely come out really close to the actual
24 Draft RAP because we'll be in discussion, and we anticipate
25 the Draft RAP -- on our schedule, it still shows the end of

24

1 July, maybe early August, but the idea is that we get it
2 out -- we internally get it where we wanted so that it's
3 actually issued for public comment towards the end of
4 August, beginning of September for its thirty- day public

5 comment period.

6 And on Baker Beach and Merchant Road, we did
7 do our vegetation clearings and our inspection to look for
8 the extent of the roofing material that's the cause of our
9 concern, and I have a figure to show you on that.

10 We are working on supplemental field
11 investigation work plan that's really primarily a sampling
12 plan to confirm where the contamination is and isn't. So
13 that we can then do the feasibility study and identify the
14 alternatives to take care of that contamination and get to
15 a RAP.

16 And then Baker Beach 2 and battery frontal
17 slopes. Probably not in the next couple of months, but we
18 are working on getting a consultant on board to begin to
19 push that RAP forward.

20 Okay. This is just a picture of landfill 2.
21 This was one of the test pits. If you look at the drawing
22 and you have good enough eyes with a magnifying glass, you
23 might find test kit 200, and this was it starting to get
24 excavated.

25 This was at landfill 1, one of the test pits,

25

1 and then most recently what we did is go back with a drill
2 rig, and so this so we could primarily determine depth and
3 sample the material under the debris fill. So we could
4 confirm volumes and quantities, and that was pretty
5 successfully completed, as well.

6 This is really hot off the press, and Brian
7 is not here, but we're getting ready to share this with

8 Brian and the Park Service first to share the actual
9 sampling plan, but this is a map prepared by MacTech, and
10 it shows the results of the debris, and what you're seeing
11 is the sort of the dark blue out on the -- so I turned this
12 a little funky, so west is up so I could get it on one page
13 without having it mess up the title format.

14 That's the material that was previously
15 mapped in 2006, and what we did is clear vegetation going
16 back up toward the batteries to see if we could identify if
17 there was any of the roofing debris there, and what we
18 found is where there's yellow highlighted, so that's sort
19 of Battery Marcus Miller to the south, and there is heavy
20 debris there greater than ten percent on the ground
21 surface, the roofing material.

22 Where it's green, it's a little more spotty,
23 between one and ten percent of debris. Where it's light
24 blue, which tends to be towards the northern end, it's even
25 spottier, fewer, and we think that that's where we're going

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1 to focus our sampling to make sure we can identify an end
2 or an upper limit to the pHs associated with that material,
3 and where it's red, we found no debris.

4 So we're taking this map and then adding
5 sampling locations to get kind of a better confirmation of
6 the northern end.

7 We do know that we have the southern end
8 fairly well-defined, because that's by 2 -- by 1, by Baker
9 Beach 1. So we're working with that.

10 MR. BOGGS: Now what about areas in between

11 like around the red where there's essentially none, and
12 then what about in between that and the light blue, which
13 is less than one percent?

14 MS. FANELLI: You know, they did additional
15 investig -- I believe they investigated the whole area. So
16 I think that that -- I can't answer your question probably
17 satisfactorily, because honestly, Genevieve gave this to me
18 right before we came.

19 Their task was to look at the entire extent.
20 So I'm hoping what that means is there isn't a lot of
21 material there.

22 FACILITATOR KERN: This seems like an odd
23 thing to map, that really teeny red stripe of none.

24 MS. FANELLI: It might be that that's where
25 they did their vegetation clearance. So based on that,

27

1 they feel that with the light blue closer to the battery
2 where they had, you know, less than one percent, and then
3 none later, that the problem isn't really there, and that's
4 where we're going to focus their sampling.

5 Where they had the green, the presumption is
6 that that's continuing, and that's where they did their
7 clearance.

8 So we're going to be doing some additional
9 sampling.

10 The schedule is still to do this remediation
11 next construction season, but what will happen is you'll
12 see the RAP coming out a little shifted in time.

13 So this might be another RAP that has a

14 longer duration period, because it's going to be closer to
15 the end of the calendar year or the beginning of next year,
16 after the new year.

17 So we might be a little compressed there, but
18 I anticipate you're going to be getting the RAP of fill
19 site 1, landfill 2 and El Polin Springs and this one will
20 be coming basically right behind it, as close in time as we
21 can get it.

22 Okay. That's where we're doing active field
23 work.

24 In addition on landfill E, we are procuring
25 an engineering firm and working with them to develop a

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1 scope of work to kick that off. Their initial work will be
2 to complete the RAP for that site.

3 I anticipate very little field work
4 associated with that, but there will be some field work
5 because it's going to include the underlying firing range,
6 Bernard Avenue firing range. There's probably some limited
7 sampling associated with that site.

8 And then the only other sampling I can really
9 anticipate is anything that they need for design. So there
10 may be geotechnical or other engineering properties that
11 they need to do, to collect in order to confirm design
12 criteria.

13 6B and Battery Howe Wagner will be right
14 behind landfill E. They will likely be joined together,
15 and we are probably going to -- basically at this point on
16 landfill E, we're working off of our qualified vendor list

17 and getting some proposals. We're going to do the same for
18 6B and Battery Howe Wagner.

19 So those contracts should be let by the end
20 of July. That's our plan, and they would be finishing up
21 any of that initial design information that they need in
22 this summer and fall, and then completing documents that
23 they need to complete for those sites in 2010 for a
24 construction in 2011.

25 What I'm hoping with this site of sites is

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1 that we're on a more relaxed schedule even though it's
2 still probably aggressive over two years, but it's not as
3 compressed as it has been to allow time for discussion and
4 presentation.

5 The other site where we have made progress is
6 the Mountain Lake RAP. We actually did request proposals
7 again off of our qualified vendor list.

8 We've selected URS, and URS, if they're not
9 under contract, will be under contract shortly to complete
10 the RAP for Mountain Lake.

11 Mm-hmm.

12 MS. BLUM: It sounds like landfill E is --
13 is not going to experience very much cascading or boring or
14 any of the normal testing that goes on in these fill sites,
15 and it seems to me that the last time those were really
16 evaluated was about 1995 or 1997.

17 So would the engineering firm just be taking
18 that full material and working that into a new plan?

19 MS. FANELLI: I believe that they're --

20 MR. BOGGS: There were quite a number of
21 additional investigations since then. I think it was 2002,
22 we went out and did some trenching. We did some additional
23 borings.
24 We looked at what was called soil gas because
25 it was a landfill that hadn't been looked at previously.

30

1 There was a couple rounds of those
2 investigations several times out there throughout the '90s
3 where they did pretty extensive work.

4 There may be a few things to button up. Like
5 she said, geotechnical issues, additional information to be
6 gotten, but there is a lot of information. A lot of that
7 is currently available for that landfill.

8 MS. BLUM: I do remember a cave-in after
9 heavy rain on the lower part of landfill E, and I don't
10 know what the -- the diagnosis of that was. Whether it was
11 just water or a water main or what happened.

12 MS. FANELLI: I actually don't have a lot of
13 familiarity with that. I thought --

14 MR. BOGGS: I do. We did the engineering
15 review. It was basically during a heavy flood and it was
16 pretty clear that it was a low part where the surface ran
17 off.

18 What it started doing, once it started
19 eroding, it eroded into a little gully. They put in an
20 engineered pipe so that that surface drainage now goes down
21 into a pipe. It goes to that same location that that
22 blowout occurred.

23 MS. BLUM: Is that part of Tennessee Hollow
24 creek system where that occurred?
25 MR. BOGGS: Potentially it occurred down

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1 into that, and they did some sampling of that soil as part
2 of that.

3 MS. FANELLI: That's just some of the
4 geotechnical data. The slope stability and the storm water
5 runoff would be the calculations and some of the
6 engineering properties that they'd be looking at to set up
7 their design criteria.

8 But there are a lot of documents. I think
9 the most recent one is actually dated 2005 and probably
10 includes the data you're speaking of, Bob, that was
11 collected obviously before my time here.

12 But we will evaluate that, and if there's a
13 need for additional data, then it will be collected.

14 But at this point, we feel that there's
15 probably not a lot of chemical analyst characterization
16 data that's needed. There's probably some engineering data
17 that is needed.

18 MR. BOGGS: And that erosion slope that you
19 referred to, that would be a key area that we look at as
20 part of the design.

21 The fact that it's been an issue as part of
22 landfill 10, there's regulatory requirements as far as how
23 much -- less than ten tons per acre of erosion is what's
24 allowed per regulation.

25 So there's standards that they're going to

1 have to meet. So the steeper the slope, the higher erosion
2 rates you get. So that's all something that has to come
3 out as part of design that is important and does need to be
4 considered.

5 MS. FANELLI: Our plan is to get to a --
6 take what we currently have and take it to a higher level
7 of design.

8 It's not a complete design by any means, but
9 enough to try to address the major issues that we know are
10 concerns at the RAP level, but without taking it to
11 obviously a design set.

12 So the transportation issues, some of the
13 erosion issues, the slope stability issues, all of those
14 things are fairly well understood and documented as part of
15 the RAP.

16 Okay. Moving off of CERCLA and on to
17 petroleum, it continues to be where we see a lot of light
18 coming at the end of the tunnel.

19 We have just this -- today and last week
20 completed some of the FDA Phase III soil and groundwater
21 sampling. That reporting will be -- we'll report it in a
22 Phase III report, and I see Gen had put August in there. I
23 was hoping it will be a little bit sooner.

24 We're working on getting that out. We have
25 data that has to go out and get evaluated, and the data

1 does take a lot of time. But the work has been completed.

2 We are now working on our priority 6 tank
3 closure requests. We have two packages that went in. If
4 it didn't go in, it will go to Agnes, and all of those
5 tanks were closed.

6 Our priority 7 are our mini tank sites.
7 There are a couple of outstanding sites like 970/971, and
8 our priority group 8 is our unknown unknowns, and we have a
9 process that we're going to be working through to document
10 those and close those out.

11 We -- I do anticipate getting consultants to
12 do that, and we will be likely to get back to our qualified
13 vendor list and get proposals to try to knock that out.

14 Our goal is to submit not just the tank
15 closures, but virtually all of our sites, with the
16 exception of 207/231 by the end of the calendar year for
17 closure.

18 MR. CHESTER: One question. Are the -- are
19 the tank closures, are they mostly paper closures or are
20 you still yanking tanks out of the ground?

21 MS. FANELLI: Most of the tanks have been
22 yanked, mostly by the Army; a few by the Trust.

23 MS. FARRES: A lot of that has been done by
24 the Army.

25 MR. CHESTER: So remedial cleanup is

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1 happening if it needed to be or --

2 MS. FANELLI: Yes, yes.

3 MR. CHESTER: You're digging up the soil.

4 MS. FANELLI: A lot of these tanks we
5 actually went back and did additional sampling and now
6 we're just bringing all that data together to close the
7 sites.

8 MS. FARRES: Right. Yeah, the Army didn't
9 always take the best confirmation samples. So the Trust
10 would often go back and take more confirmation --

11 MR. CHESTER: Okay.

12 MS. FARRES: -- sampling.

13 MS. FANELLI: We do still find tanks, as you
14 remember. We found the Lincoln Avenue tanks. They were
15 not leakers, so -- and they were pulled and closed by the
16 City, City/County, but we do still find tanks.

17 We have a tank that we've just identified at
18 Public Health Service Hospital, so we do have a claim into
19 the Army. We feel as though it's the Army's responsibility
20 to pull those out of the ground.

21 So we do find tanks and pull them
22 periodically.

23 Of the remaining sites, we go to 1349. We've
24 done the remedial construction there. The reporting is a
25 little bit off schedule on the baseline, but Gen and I are

35

1 working to get it out in the last several months.

2 970/971, that one, as well. We actually
3 removed a little bit of soil as part of the FDA Phase III
4 just the other day, did confirmation sampling and we're
5 also waiting on groundwater data.

6 When we finish up four quarters of

7 groundwater data, we'll be getting our data back on that.
8 207/231, what we're doing on that site is
9 actually -- because of the Doyle Drive construction project
10 being accelerated, we have actually started having regular
11 meetings with the Doyle Drive team to coordinate both the
12 work that they're doing there, the remediation work that we
13 have to do and the restoration or the quartermaster's reach
14 work, and we've had two meetings with them and they're
15 going to become a regular project status meeting.

16 So that we can move that along in a way that
17 facilitates everybody's work.

18 And to that extent, we may be looking at
19 doing at least a -- removal activities at 207 where
20 Caltrans is going to be in one of their upcoming contract
21 phases putting in the detour road for that area.

22 We're working with them because we're going
23 to try to get as much of that out where it's in their way
24 or problem before they do that work.

25 So we're working on it. That's the update.

36

1 We just had initial discussions with them.

2 We were moving ahead with doing
3 characterization -- and this is a map, along the historic
4 wall.

5 So this doesn't give you a lot of context,
6 but you can see building 228 and the former building 231.
7 This is where we're going to -- we have proposed doing some
8 in situ treatment.

9 You will see some boring locations. Those

10 are the locations to confirm the extent of the
11 contamination at the toe and above that historic wall.

12 We're going to be drilling that tomorrow and
13 collecting samples, and then we're going to be doing some
14 bench scale analysis looking at in particular persulfate
15 treatment as the oxidizer of that soil locally there.

16 And then if that works out, then we'll be
17 submitting the details on what that chemistry will look
18 like to the Regional Board and asking for approval to
19 proceed.

20 So we think that that will happen shortly.

21 FACILITATOR KERN: Question on -- so we're
22 thinking about changing the material that would be
23 injected?

24 MS. FANELLI: Right. So the work plan
25 looked at -- I believe ORC and Reginox, and then our

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1 analysis of that indicated that it was going to be more
2 costly than we originally thought, and we had -- we still
3 faced with those costs some of the other issues with
4 delivery for that specific chemical.

5 So one of the alternatives that we looked at
6 was to go back to sort of the more traditional type of -- I
7 don't know if traditional's the right word, but persulfate
8 has been commonly used at other sites, and to look at that
9 because of the potential cost savings.

10 So if -- if it doesn't pencil out, then we
11 will go back to one of the other alternatives, but we think
12 that we might actually be able to get more -- better

13 treatment at -- better value in terms of our treatments for
14 the persulfate.

15 FACILITATOR KERN: I don't know much about
16 that particular chemical, but I know we spent a very long
17 time with the previous one just analyzing it to make
18 sure -- I mean, given the proximity to the marsh and all
19 that.

20 MS. FANELLI: Mm-hmm.

21 FACILITATOR KERN: I know that -- I'm
22 thinking back over many years of all the various discussion
23 of the groundwater chemistry in that area, whether it was
24 reducing or oxidizing and all the discussion associated
25 with hexavalent chrome production and the arsenic

38

1 production and all these other things, and I'm -- I would
2 really like to know about this chemical I guess is the
3 purest way to put it.

4 Has it been used in a marsh environment? So
5 just put that out there, I guess.

6 MS. FANELLI: I certainly understood those
7 concerns and gotten some of that feedback, and we will be
8 responding and answering those questions as we do this
9 analysis.

10 The catalyst is basically breakdown products
11 -- I want to make sure I get this right. It is calcium
12 hydroxide, and so the breakdown products are basically
13 salts, salt base.

14 So from a salt standpoint and -- and brackish
15 standpoint, there really isn't a conflict there in terms of

16 those breakdown products, and the reaction time of the
17 material itself is very rapid, and that's probably one of
18 the concerns that was talked about is that it doesn't stay
19 around.

20 It reacts fairly quickly, and so there might
21 have been concerns about whether or not we're going to be
22 able to do the job because it degrades so quickly.

23 That's why we're doing a bench test. We're
24 not just injecting it into the ground. We're looking at a
25 sample in the laboratory, looking at the concentrations

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1 that we will be adding and then addressing those concerns
2 about its potential impacts.

3 MR. BOGGS: One of the ways they have --
4 when they have faster oxidizers, they have closer
5 placement. So you may have that alternative of having to
6 have it closer in --

7 MS. FANELLI: Right.

8 MR. BOGGS: -- and a higher number of
9 injection points.

10 FACILITATOR KERN: Is there any risk with I
11 guess persulfate of having a sulfate reaction of some kind?
12 I guess hydrogen sulfide comes to mind, rotten egg smells.

13 MR. BOGGS: That's a sulfide rather than a
14 sulfite or sulfites, and the sulfates -- you have a fill
15 site, persulfate and then sulfate would be your most
16 oxidized or reduced product that's oxidized, whatever.

17 There could be potentials with the salts. I
18 don't know if it's just calcium, or if they add sodium

19 potassium, whatever, so you can build up salt
20 concentrations if you have that, but they are generally
21 depending on the balance.

22 May or may not. I don't know enough about
23 this particular environment, if they're going to affect it
24 adversely or not.

25 MS. FANELLI: Obviously it's not the Trust

40

1 desire to do anything that's going to adversely affect what
2 our future plans for the area is.

3 So we will be looking obviously at that, but
4 all indications at this point are that it isn't a chemical
5 that has been routinely used. That's why we're doing the
6 bench test.

7 We'll get our results back and we'll be able
8 to address its life and its potential to have any impacts
9 in the future on -- on the future construction of this
10 quartermaster reach.

11 It is fairly far upgradient from where the
12 larger marsh area is going to be constructed. It's closer
13 to the channel leading to that, but we will look at it.

14 MR. CHESTER: So in this remediation
15 project, there's not an extraction? You inject the
16 chemical --

17 MS. FANELLI: Right.

18 MR. CHESTER: -- let it permeate and reduce,
19 and then it just continues with groundwater flow?

20 MS. FANELLI: It actually gets -- it gets
21 transformed and uses up. So the products, which are

22 primarily the salts and the sulfate, would stay in there at
23 some concentration and either move along with the flow or
24 not depending on what the flow is.

25 I do think that the major concerns that have

41

1 been generated in the past is the rotten egg smell. Some
2 marshes have natural occurring rotten egg smells.

3 Maybe this one will not, but we know we need
4 to understand that.

5 We're also going to be looking at the timing
6 relative to the other construction, that Doyle Drive's
7 going to be doing. So all of this is trying to be -- now
8 be coordinated in a real way, and in fact the Doyle Drive
9 did get some funding to jumpstart that program.

10 It's really good for us because now we can
11 actually work together to make sure that we do our
12 remediation, but we don't leave the site or do things that
13 make it difficult for them to do their job or otherwise
14 make it difficult to get the quartermaster reach to be
15 constructed.

16 So we'll coordinate all those construction
17 issues at the same time.

18 FACILITATOR KERN: Can you give a ballpark
19 on what the cost difference between the two chemicals would
20 be?

21 MS. FANELLI: Over a hundred thousand
22 dollars was the estimate.

23 MS. BLUM: Eileen?

24 MS. FANELLI: Yes.

25 MS. BLUM: Or Terri. Who sits in from

42

1 Natural Resources on these meetings that are being held at
2 Doyle Drive?

3 MS. FANELLI: A lot of people.

4 MS. THOMAS: The Trust has really mobilized
5 to try to get input. I mean, a lot of work has changed
6 focus so that there's input, and basically they're meeting
7 with everybody on the things that are focused on that, and
8 then they have a couple of big project managers that go to
9 all of them, so -- and our lead is Mark Helbrecht, who's
10 our transportation manager and all of us feed into him, and
11 he's the one that said there might be a conflict here,
12 there might be a conflict there, and in that light, I would
13 like to share that I'm not sure if folks know that the east
14 tributary of Tennessee Hollow, which is the more Morton
15 Field area, is one of the wetlands sites for Doyle Drive
16 and it's tied to landfill E.

17 So -- because of the ballfield and the
18 environmental assessment.

19 So in a way, that project -- I mean, through
20 a domino effect, landfill E is tied to their mitigation
21 site for wetlands, which is tied to their completion of
22 Doyle Drive, as well.

23 So it's also kind of energized our
24 coordination around those two projects.

25 MS. FANELLI: Our petroleum questions.

1 Lead-based paints. We have been doing some
2 additional soil remediation at building 104. At the front
3 of the Disney building. This is -- the Disney building had
4 not been remediated.

5 We had in the past done the back end, and so
6 we were getting ready to do their remediation and we jumped
7 in and took that material out, and now they're completing
8 their landscaping effort there.

9 I think I got this building number right, but
10 I'm not sure. Building 43, I think it's just right over
11 here. It's right over there on the other side of this.

12 We're doing some work there because it's
13 underdeveloped. It's being upgraded for a new tenant, and
14 then where we're putting our effort right now is updating
15 our lead-based paint schedule.

16 It's gone through our annual budget cycle and
17 gone through the landscaping, and so we're trying to better
18 formalize our lead-based paint and soil remediation plan
19 now to get buildings done in a more efficient way.

20 So the schedules -- I've talked about this in
21 the past. Our schedule really looks good, and we are now
22 working hard on trying to get the schedule to replace that
23 lead-based paint. So we're hoping to get that together in
24 the next quarter.

25 And at the same time, we do have a fair

1 number of buildings that are done and we're looking on

2 getting those closure requests in to DTSC based on the
3 approved investigation work plan.

4 That should be getting a little more active
5 in the next -- next year.

6 So next quarter, to kind of recap, we will be
7 in full construction on Public Health Services Hospital.
8 We'll get you some updates.

9 We should be close to initiating construction
10 on the CHP range. You'll see the Draft RAP and that
11 investigation report out for fill sites 1 and 2, and we
12 will hopefully be completing the construction report and
13 closure request for the majority of the installation sites
14 in RAP3.

15 We will be getting our FDS Phase III work in
16 submitting for closure and hopefully have initiated all the
17 documentation for the priority 8 tanks, and on lead- based
18 paint, as you described, we'll have the schedule and be in
19 a more systematic mode of completing our closure requests,
20 and I think that is all I have.

21 It is. I was taught never to do that knowing
22 where your end is so you don't show the blank screen.

23 I'm happy to answer any additional questions
24 that you might have.

25 MS. CHEEVER: Could I ask Terri a question?

45

1 You mentioned about mitigation site, more on
2 Morton Field and landfill E, but I wasn't quite clear what
3 the tradeoff is.

4 Does that mean one of them would be mitigated

5 and the other one would be restored to wetlands and the
6 other one wouldn't be?

7 MS. THOMAS: No. We were talking about
8 Doyle Drive and the tie to remediation sites.

9 In the Tennessee Hollow, we needed to replace
10 Morton Street Ballfield before we could do the creek
11 restoration there with another ballfield. That ball field
12 is going on top of landfill.

13 MS. CHEEVER: Okay.

14 MS. BLUM: Landfill 10.

15 MS. THOMAS: I'm sorry. E. That would be
16 interesting. Thank you very much for that correction.

17 So the -- the sequence of events is that
18 landfill 10 -- landfill E gets remediated.

19 The ballfield then goes on top and is
20 functional, and then we can take out the ballfield at
21 Morton Street field, and then the Doyle Drive can do their
22 remediation.

23 And they finish, I think, in 2013, so we have
24 some time to do all that.

25 FACILITATOR KERN: I wanted to ask a

46

1 clarifying question on the fill site 1, landfill 2. I
2 think you mentioned that you were going to do a risk
3 analysis on this data that we saw there.

4 MS. FANELLI: Yeah.

5 FACILITATOR KERN: And that was going to be
6 available kind of at the -- you know, alongside the RAP or
7 at the --

8 MS. FANELLI: No. It will be available
9 before that.
10 FACILITATOR KERN: Okay.
11 MS. FANELLI: It will be discussed. It will
12 be part of the investigation report.
13 The final document, by the time we get it all
14 finalized, I imagine that that report will certainly vetted
15 and talked about it way in advance, but it will be
16 finalized close in sequence to the RAP, because we'll be
17 talking about the RAP at the same time with it.
18 Does that make sense?
19 FACILITATOR KERN: Yes.
20 MS. FANELLI: We'll be working through it in
21 the next month and a half on the content of those
22 documents. So when they come out, everyone will know
23 what's in them.
24 FACILITATOR KERN: I was -- yeah. I was
25 concerned if it came out with the RAP.

47

1 MS. FANELLI: (Nods head negatively).
2 FACILITATOR KERN: And then there was
3 disagreement.
4 MS. FANELLI: No.
5 FACILITATOR KERN: With landfill E and all
6 of these things kind of tied together and a RAP not out
7 yet, I suppose it may be important just to note that I
8 guess there hasn't been a final decision on the remedy at
9 landfill E.
10 MS. FANELLI: The presumed remedy is

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11 capping. That's the presumed remedy.
12 FACILITATOR KERN: Presumed remedy.
13 MS. FANELLI: Based on the data that we
14 have.
15 FACILITATOR KERN: Right. The last estimate
16 that we had for that capping remedy was pretty expensive.
17 I think it's in the budget at some ten million dollars.
18 So it seems worth discussing what the
19 advantages would be of a complete closure and what that
20 would cost, particularly in this environment compared to
21 that estimate.
22 If we could clean close it for a certain
23 percentage more -- not 200 percent more, but -- that would
24 be a reasonable thing to discuss.
25 MS. FANELLI: We will be getting updated

48

1 cost estimates obviously from the consultants that will be
2 preparing the RAPs. So they will go back and take a look
3 at the work that's been done.
4 FACILITATOR KERN: I think there's a
5 significant -- I guess I want to say group of people that
6 are for the restoration of that site, and with a major
7 hazardous waste landfill right in the middle of a
8 restoration site, it's -- it's worth discussing having
9 another discussion of getting rid of it rather than keeping
10 it there.
11 So I hope before we assume that that's what's
12 going to happen, we give everybody that chance to talk
13 about it.

14

All right.

15

MS. BLUM: This is not a remediation

16

question, I don't think, or it's tied into the Doyle Drive

17

investigation.

18

When was the decision made to put the Morton

19

ballfield on Pop Hicks instead of all the other places?

20

MS. THOMAS: It's on the Tennessee -- it's

21

in the Tennessee Hollow EA, and it was in the Record of

22

Decision, and the reason for it was actually to have a

23

soccer field, which is what Morton Street is.

24

It's larger than a ballfield, and there was

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agents for a soccer field, and the only place that really

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1 had that large of an area was landfill E.

2

From what I can understand, that was the

3

reasoning behind it.

4

I should also say if the timing doesn't work

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out, there are alternatives for Doyle Drive. That would be

6

our preference, to keep moving the project along.

7

MS. FANELLI: The Tennessee Hollow EA should

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be on the Trust web page.

9

MS. THOMAS: It is.

10

MS. BLUM: I'm sure I've read it. I just

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don't remember this particular aspect.

12

FACILITATOR KERN: It's funny. My

13

recollection was that field was going to go to the enlarged

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field next to Julius Kahn, too.

15

MS. THOMAS: It was. That was one of the

16

alternatives. It ended up not being one that was selected.

17 MS. BLUM: I think a lot of us missed that.

18 MS. THOMAS: I think it had to do with
19 conversations with the City, as well.

20 Julius Kahn is run by the City. So it
21 had -- that's my understanding. I was not in charge of the
22 EA at all, but that was -- but if you really want to
23 clarify that, I would have to double-check as far as the
24 discussion.

25 FACILITATOR KERN: I would imagine that the

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1 language in the EA says it's dependent upon what the
2 remediation would be, though, since that hadn't been
3 decided. There's no final document.

4 Okay.

5 MS. THOMAS: I would have to check the
6 language.

7 FACILITATOR KERN: Thank you very much for
8 the status report.

9 Any other questions on that?

10 All right. From our regulatory agencies,
11 anything, Bob?

12 MR. BOGGS: Well, most of the stuff gets
13 covered by Eileen. We've obviously been working on it. So
14 the landfill 10 issues have kind of been for most because
15 we have been trying to get the construction -- meeting the
16 construction schedule this year.

17 It is my agency that's holding things up a
18 little bit, hiring a little additional work before we
19 approve the design, and hopefully it will be better and

20 more secure in the long run from that.

21 We have -- as Eileen mentioned, we've gotten
22 involved recently, kind of started increasing our work on
23 lead-based paint sites.

24 We did an audit of four sites and decided
25 whether we needed to repackage our requests a little bit

51

1 and work out a schedule for doing things.

2 I'm going to have some help over the summer,
3 so we're going to try to jumpstart that.

4 Mountain Lake has become an issue. Public
5 Health Service Hospital, we've been following the soils
6 management there. Let's see. What else here?

7 As she mentioned, we did give approval for
8 landfill 8 and graded area 9, and we're still pending these
9 issues being resolved before we approve landfill 10.

10 And lastly, landfill E, I think it's my
11 recollection that the feasibility study that went out had
12 capping as an alternative, but I think the permeation of
13 that alternative came out very expensive, and that was when
14 Craig was here.

15 And so when that -- if -- again, this is
16 recollection from a couple years. That involved trying to
17 make a combination of the ballfield and was potentially
18 restore a spring alongside, have the spring alongside,
19 basically a creek alongside the landfill, et cetera, which
20 then was thought maybe that wasn't a completely thought out
21 alternative.

22 So I'm not sure that resolution on the F/S

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23 has been reached as far as formal comments or not on that,
24 but there will be a chance before there is a signed RAP for
25 the alternatives to be vetted.

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1 FACILITATOR KERN: Yeah. It seems there was
2 a lot left hanging on landfill E. I mean, there's methane,
3 so there was the whole passive gas collection system and --

4 MR. BOGGS: Methane values were low.
5 Talking with our landfill engineer, that's a pretty
6 easily -- the landfill is very low on how much gas it
7 generates compared to a traditional landfill.

8 So they thought this was extremely easy and
9 almost didn't need the passive gas design built into it.

10 One of the concerns that I think still needs
11 to be addressed is at the toe of the landfill, there's
12 hydraulics coming out of the pipe during storm events.

13 Now that is managed with the cap and built-
14 in, understood. There's a couple things that's not as much
15 a chemical chemical, like we have to test it chemically.

16 It's been tested, but understanding that and
17 how we would include that in our design and make sure we
18 have a safe landfill, those are concerns that need to be
19 addressed.

20 So there's still some hurdles to cross in
21 getting there, but a lot of the work has already been done.

22 FACILITATOR KERN: And Agnes, anything?

23 MS. FARRES: No.

24 FACILITATOR KERN: I guess I'm going to ask
25 if either DTSC and the Water Board, if you had any

1 information about this chemical from 207/231, that will be
2 helpful to hear about.

3 MS. FARRIS: Yeah. I've been looking into
4 the other stuff. As far as I know, it's a commonly used
5 chemical, and generally the problem with the chemical
6 oxidation is it doesn't want to stay in the subsurface. It
7 wants to go out into the atmosphere. So it finds a path of
8 least resistance.

9 So something like the wall, it would actually
10 climb the wall and go out. So we don't anticipate it will
11 persist long-term in the environment. But I think
12 the bench studies will provide some data that will be good
13 to talk about.

14 MR. BOGGS: I use potassium persulfate in my
15 wine. So -- sulfites are commonly used in wine.
16 It's -- the sulfate breakdown product is relatively non-
17 toxic.

18 It's potassium. We all need potassium in our
19 diet. There's a sulfite salt that's close to potassium.
20 It's a base chemical.

21 We're not dealing with something like a
22 permanganate which will turn the water purple, because it
23 would not be appropriate for this site. Purple marshes.

24 MR. BUDROE: Or perchlorate.

25 MR. BOGGS: Another one. So initially

1 there's some other chemical concerns. I've been involved
2 in some in situ oxidation at other sites.

3 This is marshy environment. There's organic
4 materials that will oxidize just as fast or more readily
5 than petroleum.

6 Sulfites are a little more aggressive, so
7 they'll tend to oxidize everything rather than focus mostly
8 on petroleum.

9 So there's little technical differences, but
10 it's commonly used, and at this point, at least the people
11 at my agency consider it relatively safe.

12 FACILITATOR KERN: Okay. Any other
13 questions for regulators?

14 Item number 7, on June 18th, which is a week
15 from this Thursday, we have on the calendar a Summit
16 meeting, and that is scheduled for 10:00 to 2:00.

17 We have proposed agenda items that
18 effectively mirror what we talked about tonight, so there
19 would be updates as we're getting close to the construction
20 on the RAP4 sites. If there are any things that need to be
21 discussed there.

22 There would be discussions about RAP5, the
23 landfill 2, fill site 1, trying to get that out and getting
24 people aware of the schedule of that, and any communication
25 issues.

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1 There are a number of new faces at, I guess,
2 DTSC and the Park Service that -- that will be important to
3 kind of get people to know each other, to meet.

4 So those are generally what we have on tap
5 for June 18th.

6 So I would -- I'm trying to talk to people
7 and their management ahead of the meeting, so I'll just put
8 that out there, that if -- that may be coming from phone
9 calls.

10 Any -- any thoughts about the Summit meeting?
11 Any other items for -- agenda items that people might have?

12 We do have a week and a couple of days, so if
13 you do have thoughts about that, please let me know. As
14 you're dreaming at night, be thinking about the Summit
15 meeting.

16 All right. Moving on for our action items,
17 we've got some fill site 1, landfill 2 stuff coming up.
18 We'll be seeing that. There'll be discussion about this
19 building 207/231, the chemical.

20 There's some other things that I have. It
21 seems like there's going to be a lot going on, though,
22 construction-wise.

23 Agenda items for upcoming meetings. We
24 certainly will have an update on the Summit meeting will be
25 one possibility, and I think things are going to start

56

1 pretty soon with construction, so construction updates will
2 be coming.

3 MS. FANELLI: They will, yeah. I really
4 hope -- they've already worked on some of their submittals,
5 and so we are anticipating in the next couple of weeks
6 they'll begin their work with getting the parking area to

7 get folks out off of 10 so that they can -- working on 8
8 and 9, and then we'll get our stuff done with DTSC and then
9 hopefully move to 10.

10 It should be a very fast and furious summer.
11 There's pluses for that because it's disruptive to the
12 neighbors, and if we can shorten that duration, that's
13 good.

14 MS. BLUM: When are they going to start
15 staging for Doyle Drive? I think they're going to start
16 digging in August.

17 MS. FANELLI: I really don't know.

18 MS. BLUM: That's what I thought.

19 MS. FANELLI: I know they're doing utility
20 relocates first and they're going to try to start work in
21 October, and they're going to do that.

22 MS. THOMAS: As soon as bird nesting season.
23 They're mobilizing August 1st to take down a lot of trees.
24 That will be in the open space update, too.

25 MS. BLUM: I know the center is moving on

57

1 Baker Beach. It will probably be very apparent to drivers.

2 MS. THOMAS: Oh, yeah. I think so.

3 MS. MONAGHAN: At our last committee
4 meeting, we talked about doing another field trip to
5 landfills 8 and 10 in two weeks.

6 Anybody interested in doing that?

7 MS. BLUM: Yeah.

8 MR. CHESTER: I think I would.

9 MS. CHEEVER: We are down here.

10 FACILITATOR KERN: It's really helpful to
11 actually see things.

12 All right.

13 MR. YOUNGKIN: Did you talk about the
14 financial data, the financial report tonight?

15 FACILITATOR KERN: Yes.

16 MS. FANELLI: I did.

17 MR. YOUNGKIN: You asked about going into a
18 little bit more in-depth.

19 MS. MONAGHAN: Julian, yeah.

20 MR. YOUNGKIN: Oh, Julian.

21 MS. BLUM: We're going to have a cram
22 session.

23 MR. YOUNGKIN: A session on actually how to
24 read the financial report and how to understand it and
25 stuff.

58

1 FACILITATOR KERN: Maybe a committee meeting
2 would be a better venue.

3 All right. So we have tentatively a visit to
4 landfill 8 and 10 for next committee meeting.

5 Anything else for tonight before we adjourn?
6 I'd like to thank everyone for coming out tonight. Thanks
7 to Eileen for her preparation for the reports tonight, and
8 our regulators for coming out.

9 And without objection, meeting adjourned.

10 (The meeting concluded at 8:30 PM).

11 --- o0o---

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

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4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full,
7 true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the foregoing
10 meeting and caption named, or in any way interested in
11 the outcome of the cause named in said action.

12
13
14
15

IN WITNESS WHEREOF, I have
hereunto set my hand this

Page 53 _____ day of _____,

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2009.

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Mark I. Brickman CSR No. 5527

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1 PRESIDIO RESTORATION ADVISORY BOARD MEETING
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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS
16 TUESDAY, JULY 14, 2009
17 OFFICER'S CLUB, BUILDING 50
18 PRESIDIO, SAN FRANCISCO, CALIFORNIA
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24 Reported by: MARK I. BRICKMAN, CSR, RPR
25 License No. 5527

1 ATTENDEES
Page 1

2 RAB Members:
3 Doug Kern, Facilitator (Not present)
Mark Youngkin
4 Eileen Fanelli
Terri Thomas
5 Brian Ullensvang
Bob Boggs
6 Denise Tsuji
Agnes Farres
7 Peter O'Hara
Jan Blum
8 Gloria Gee
Julie Cheever
9 Sara Segal
Jan Monaghan
10 John Budroe
Michelle Passero
11 Edward Callanan
Barbara Newton
12 Toni Kramer

13 Potential New Member:

14 Tim Ketcham

15 --- o0o ---

16 BE IT REMEMBERED that, pursuant to Notice of
17 the Meeting, and on July 14, 2009, at the Officer's Club,
18 Building 50, Presidio of San Francisco, California, before
19 me, MARK I. BRICKMAN, CSR No. 5527, State of California,
20 there commenced a RAB meeting under the provisions of the
21 Presidio Trust.

22 --- o0o ---

23

24

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1 AGENDA

2		Page
3	1) Welcome and Introductions - Mark Youngkin	4
4	2) Agenda Discussion and Approval	4

5	3) Announcements and Old Business	
6	A. Building 207/231 Persulfate Update	16
7	4) Committee Business & Reports	
8	A. Planning Committee Report - Mark Youngkin	5
9	5) Reports & Discussions	
10	A. Filsite 1/Landfill 2 Date Review-Presidio Trust	6
11	B. Landfill 10 Design-Construction Update	10
12	C. Summit Meeting Report	39
13	6) Regulatory Agency Status Updates/Inputs	
14	A. Robert Boggs, California DTSC -	43
15	B. Agnes Farres, California RWQCB -	46
16	7) New Business	50
17	8) Review of Action Items	51
18	9) Agenda Items for Upcoming Committee/RAB Meeting	51
19	10) Adjournment	59
20		
21		
22		
23		
24		
25		

4

1 MR. YOUNGKIN: Welcome to the regularly
2 scheduled meeting of the Advisory Board of the Presidio of
3 San Francisco. My name is Mark Youngkin. I'm co-chair of
4 the RAB. Our normal facilitator, Doug Kern is out of town.
5 He went to Washington, D.C. on a conference, I believe, and
6 he did not make it back in time, so I'm filling in for
7 Doug.

8 So bear with me, and feel free to chip in and
9 help out.
10 Does everybody have an agenda? Any
11 discussion or additions, deletions to the agenda?
12 Seeing none, we'll proceed. Announcements
13 and old business? Anything? Jan?
14 MS. BLUM: No. I have nothing tonight.
15 MR. YOUNGKIN: You're our announcement
16 person.
17 MS. BLUM: Not today.
18 MR. YOUNGKIN: I stuck this agenda item on
19 there. Building 237/231 persulfate update. I got that out
20 of my notes.
21 MS. FANELLI: I actually have that in my
22 project status update. If you wait until that portion of
23 the discussion, I won't have to take that out of sequence.
24 MR. YOUNGKIN: No. We can cover that then.
25 That's fine.

5

1 Moving on to committee business. Planning
2 Committee report, Mark Youngkin.
3 This will be an easy Planning Committee
4 report because this last month, we had a walking tour of
5 landfills 8 and 10. It started seven o'clock at the Public
6 Health Service Hospital, and we were met by Ryan Seilbach
7 and the -- I forgot the construction manager's name. I
8 forget.
9 MS. FANELLI: Bill Griffin, CH2M Hill.
10 MR. YOUNGKIN: Bill Griffin, CH2M Hill, and

11 they gave us an overview. After landfill 10, we walked
12 over to landfill 8.

13 I came by landfill 8 tonight and we've
14 started construction there, and they've taken up all the
15 asphalt and concrete. They've done some grading and the
16 tennis courts are gone, so it looks like that's already
17 kicked off.

18 Any other questions about the committee
19 meeting? We have the Planning Committee meeting the fourth
20 Tuesday of every month, and we will meet this month in
21 building 67 again.

22 MS. FANELLI: Okay.

23 MR. O'HARA: Is there a completion date
24 estimated for landfill 10?

25 MS. FANELLI: Yeah, there is. Our

6

1 substantive construction completion date for construction
2 is September 17. Since we got a couple weeks later start,
3 I think it will be pushed back.

4 There's a substantive completion date for all
5 the construction of 8 and 10, and then the actual planting
6 would occur after that date.

7 The release of the top deck parking cover on
8 landfill 10 is still scheduled for September 30th.

9 MR. O'HARA: Thank you.

10 MR. YOUNGKIN: Okay. Any other questions?
11 Hope to see you all at the Planning Committee meeting.

12 This time of year, it's a little sparse in
13 attendance. Last year we cancelled the August committee

14 meeting, if you remember. I think we'd rather prefer not
15 to cancel July, too, so try to make it if you can.

16 Moving on to agenda item number 5, reports
17 and discussions. The first topic is fillsite 1/landfill 2
18 data review.

19 MS. FANELLI: Well, if you will forgive me,
20 if you'll look at this outline, I put it in this order, so
21 I put fillsite 1/landfill 2 last, if that is all right.

22 MR. YOUNGKIN: That's all right.

23 MS. FANELLI: 207 and then the PHS
24 construction. So I'll just start off with the Public
25 Health Service Hospital construction.

7

1 So that is the work on landfill 8 and 10, and
2 we did indeed mobilize on the site, and I have some
3 photographs to show you, and then I can give you an update
4 on the schedule moving forward, and then give you an update
5 on the status of these other site investigations.

6 And so on the 6th, we actually got out to the
7 site, and that's the little Bobcat at the big sand pile
8 beginning to work the sand.

9 The first things that our contractor did --
10 HSR is the contractor -- was obviously beginning to do site
11 demolition and set up the construction and control fencing.

12 So that's a picture there of the tennis court
13 to the left, and the Public Health Service Hospital, and in
14 the immediate foreground will be the temporary construction
15 parking area. And so you can see they're beginning to demo
16 the fence there.

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17 And I apologize. It's a little small because
18 I got them as PDFs, not as JPEGs.
19 This is landfill 8, and you can see the
20 orange fencing on the top picture in the background.
21 That's along the lyssingia area. That's being installed.
22 That's a close-up of some of the protective fencing on the
23 picture on the bottom.
24 There's the tennis court with further
25 demolition. You can see some of the cracked pavement. The

8

1 fence is basically down. We're beginning to take down some
2 of the posts and poles that are on the site there in
3 landfill 8.

4 The parking area with some of the demolition
5 debris at the Public Health Service Hospital in the
6 background in the back of it. Some of the more secure
7 fencing going along graded area 9 there, the sand pile.

8 This is -- we can show you some of the
9 dramatic. We were going to bring a crusher on-site, and we
10 always had a little bit of concern about the noise level
11 from a crusher, and so we had limited the crusher to being
12 set up on landfill 8.

13 So the contractor actually brought a grader,
14 and unfortunately, there was an immediate breakdown on the
15 contract docs, the documents. The contractor brought the
16 grader in through the 15th Avenue gate.

17 So if you hear anything from the neighbors.
18 To make it worse, he brought it in on a big rig on the 15th
19 Avenue gate, came head to head with a sanitation truck and

20 got into a foul mouth exchange like at 7:30 in the morning
21 and the police were called.

22 So I'm just disclosing all of this to you so
23 you can hear what happened.

24 We ended up throwing that -- that operator's
25 been thrown off the job. He's not allowed to bring any

9

1 more equipment out to the site, and our public affairs
2 people have gone out to the neighbors.

3 But it was a subcontractor actually to HSR
4 and it is challenged because it is still an open street to
5 be able to get people to behave appropriately.

6 Instead of a crusher, they brought in a
7 grinder. This thing passes over the asphalt and basically
8 grinds it up there on the spot. So you can see a bunch of
9 the landfill 8 parking area pretty much ground up there.

10 We did actually encounter the first day of
11 clearing and rubbing human remains on landfill 8, and so
12 that is -- I didn't want to be too grizzly, but we actually
13 found three bones. That is an arm bone, so we did have our
14 archaeologist, our cultural resources person on-site
15 monitor full-time, and they are implementing and
16 following -- the Trust as a federal agency can issue
17 ourselves our own permit under NAGPRA, I believe it is, the
18 repatriation act.

19 So they're proceeding. The coroner has been
20 notified, although the coroner will likely not come out.
21 These bones are associated with the subsurface cemetery at
22 the site.

23 MS. NEWTON: How low was it?
24 MS. FANELLI: It was basically on the ground
25 surface. Three bones were encountered right off the bat.

10

1 That's the pictures.
2 So in the next three weeks, they are
3 finishing the construction of the temporary parking area.
4 So as you know, we have to build the parking area in that
5 foreground picture so that the Forest Cities contract
6 that's working on the Public Health Service Hospital can
7 get their equipment off the top deck of landfill 10.
8 Let's move to the temporary parking area.
9 They have done the clearing and grubbing on
10 8. They're going to begin the base grade on Phase I, the
11 lyssingia area.
12 Of course they're on heightened alert now,
13 because we're going to be cutting into the landfill,
14 although the area that we're cutting is not directly over
15 what is thought to be the limits of the -- the graveyard.
16 We'll put sand over that eastern lobe, so
17 we'll actually do the preliminary cuts and then they'll
18 actually put the initial sand layer on the graded area 9.
19 Once they've removed that sand at 9, they'll
20 do trenching at least at half of area 9 to do the
21 boundaries, and they'll do the demolition at 10.
22 So that grinding operation will happen, all
23 the concrete will be picked up, fences and posts, big
24 pieces of debris will be removed.
25 Once they do the demolition, they'll begin

1 the base grade of the slope, and they will initiate the key
2 trench for the cover at the base of landfill 10 at that
3 time.

4 So we anticipate most of that will happen in
5 the next --

6 MR. O'HARA: Are you able to recycle most of
7 those materials?

8 MS. FANELLI: We are to a certain extent
9 where it's something of value. A lot of it isn't, but
10 where there is aggregates of road base.

11 Now in this particular case, a lot of the
12 road base is being reused on-site.

13 So grindings that are -- we can use as AB for
14 the new parking lot, we're going to be saving those and
15 bringing them from 8 and 10 and use them as AB for the new
16 surface at landfill 10.

17 MS. BLUM: What is the trench?

18 MS. FANELLI: Remember the discussions that
19 we had some design issues and some sands that didn't meet
20 the engineering properties from a geotechnical perspective
21 to support the cover when we did our seismic analysis.

22 The key trench of -- there was always two
23 parts. The landfill will key into the ground surface for
24 support.

25 MS. BLUM: Okay.

1 MS. FANELLI: That key trench is now also
2 greatly expanded for certain locations. We're going to be
3 excavating the sand, placing some heavier gravel, geotech
4 style and recompact the sand on top of it so that we get
5 our seismic -- we meet our seismic criteria under a seismic
6 event, and then the cover goes over that.

7 MS. SEGAL: When we did the walk, there was
8 an issue with the Weinstock residence right there at 15th
9 and doing the key trench of the change of grade.

10 Has that been resolved? Do we know? Is that
11 going to delay everything? The residence. If you know
12 anything about having toxic material adjacent to their
13 property --

14 MR. BOGGS: I can answer that. There's been
15 a couple of documents. Ryan Mija, associated with my team
16 leader and I met with the Weinstocks a few weeks ago.

17 I had an e-mail exchange with them today,
18 explained to them about what's being proposed, how work is
19 being done adjacent to their house, how close the cap will
20 come. It's going to stop ten feet away from their house,
21 and as I talked with Eileen today, there's going to be a
22 prohibition against using heavy equipment within that ten
23 foot buffer zone.

24 They're still a little concerned about the
25 trees and their view. There are trees to be planted. It's

13

1 just how long will it take them to grow and restore their
2 -- the view that they had.

3 MS. SEGAL: But there's no delay in the

4 demolition and construction at this point because of their
5 concerns?

6 MR. BOGGS: No.

7 MS. FANELLI: No. We had two --

8 MS. SEGAL: Thank you.

9 MS. FANELLI: -- design addenda. One was
10 the area immediate adjacent to the Weinstock house. Bob
11 just did a good description.

12 It was based on sampling area we did most
13 recently, and then the key trench area is based on
14 observations of some of the sands that were down there and
15 discovering that we had fill that hadn't been tested
16 geotechnically and it was sand just like everything else,
17 but it wasn't in-situ native sand, so it needed to be
18 compacted in place.

19 MS. SEGAL: Thank you.

20 MS. PASSERO: I was curious about the bones
21 that were found.

22 What is the -- what is sort of the
23 contingency plan now? Do you just kind of continue sort of
24 business as usual with the archeologist there or what do
25 you --

14

1 MS. FANELLI: We basically continue business
2 as usual, but there is a plan where the archeologist -- we
3 stopped work where the bones were found. The archeologist
4 gets time to do a survey of the area.

5 They collect the bones and they retain them,
6 and the plan at this point is -- as it was in the past,

7 still remains that -- is that they'll be re-interred into
8 the -- into the waste fill before we put the sand cover on
9 them.

10 Now this conversation's always been with the
11 coroner. The coroner I don't think wants them. We did
12 this before when we were trenching.

13 So I think that the most respectful thing --
14 at least how we planned it -- is that they'll be re-
15 interred.

16 And so PHS is moving along, and we are still
17 on the schedule to complete construction by the end of
18 October, and then the planting would occur after that.

19 MS. BLUM: Have you closed off Battery
20 Caulfield road to non-construction traffic?

21 MS. FANELLI: No.

22 MS. BLUM: Okay.

23 MS. FANELLI: When we are moving sand from
24 graded area 9 to the other sites, the contractor's required
25 to have flaggers, and for -- I know that there's been a

15

1 promise to the neighbors about -- ultimately there's
2 changes in the 15th Avenue/14th Avenue gate and Battery
3 Caulfield.

4 There are still ongoing quarterly
5 neighborhood meetings that happen at the Golden Gate Club,
6 and the next one I believe is scheduled in September for
7 the overall PHS construction.

8 So not just the remediation element, but the
9 Forest City construction, the utility upgrades, the

10 building 1808, and in addition, we're having a special
11 meeting beginning of August with the local neighbors to go
12 over the construction on landfill 10.

13 And it would include the Weinstocks, for
14 example, but all the other residents on that street that
15 wish to attend and participate.

16 And we still do the biweekly e-mail
17 newsletter updates, as well. So there's lots of
18 information that goes out.

19 Now those come out of our Public Affairs
20 office, so -- so that's ongoing.

21 207/231. I have a little map for you, but I
22 wanted to first use the words. We did our field
23 investigation, and that was a while ago. Got our soil
24 samples collected, and this is along the historic wall.
25 I'll show you a map in a minute.

16

1 A split level where building 231 was and
2 building 228 on the upper level, and this is the lower
3 level where Doyle Drive will be doing a lot of
4 construction.

5 We do have some laboratory data back. We
6 don't have all the QA/QC for soil samples, but the bench
7 scale test for lab analysis persulfate is not complete, and
8 we expect those results in the next couple of weeks.

9 And the purpose of that analysis again is to look
10 at the level of petroleum contamination in the sediment in
11 the soils, and to help us identify what kind of
12 concentrations and what type of injection you would have to

13 do using persulfate to oxidize those petroleum
14 hydrocarbons, and we don't have that data back from the
15 lab.

16 When we get that data back, we will obviously
17 be preparing a report with recommendations that would then
18 be issued, and I anticipate that report being completed
19 early August.

20 In that report, we do have comments from a
21 variety of folks, including members of the RAB, about
22 concerns about persulfate, about breakdown projects and
23 affecting the subsurface considering future land use, and I
24 want to call the expansion of Crissy Marsh, but it's sort
25 of a stream becoming a marsh, and we would address that in

17

1 that document when we get there.

2 I can tell you -- here's our plan view maps.
3 You see building 228, and there is an area where Caltrans
4 has done some additional work. 231 that was demolished was
5 up here.

6 These are the locations of the tanks that
7 have been removed. These are obviously hand drawn
8 sections. I don't have those sections for you, but they
9 will be available when we get our analysis done.

10 We've done these additional portions. I can
11 tell you we've found additional contamination extending --
12 these are the limits of the contamination.

13 It looks like it extends further this way
14 towards the wall, not so much this way, and so we'll be
15 taking that into account, that total volume when we do our

16 analysis as to what concentrations of persulfate we need.

17 That's actually all I have on 207/231, so
18 I'll happy to entertain questions and take down questions
19 or bring back the information with you.

20 MR. YOUNGKIN: The idea is to inject the
21 persulfate into the ground?

22 MS. FANELLI: Yes. It will oxidize the
23 organics. It's fast acting, and because it's very fast
24 acting, it has a short -- short lifespan.

25 There is a document that has as part of the

18

1 analysis showing how much we actually have to inject and
2 get that balance.

3 I'm not an expert on persulfate. If somebody
4 else has more information. But the idea of balance, you
5 don't want to put in too much. You don't want to break
6 down the natural organics, but you do want to break down
7 the petroleum hydrocarbons.

8 MR. O'HARA: What are the byproducts?

9 MS. FANELLI: Primarily salts. Which is a
10 concern from an odor standpoint, you know, the rotten egg
11 standpoint, but with the catalysts -- and I'll be honest.
12 I forget. We talked about this last week. That would be
13 used in the breakdown.

14 I believe calcium and other salt minerals,
15 but at this point it wouldn't be a problem in a marsh
16 environment given the existing sediments, but we want to
17 confirm that and double-check and make sure there aren't
18 any other problems that would be an issue for future

19 expansion of the marsh.

20 MR. O'HARA: Thank you.

21 MR. YOUNGKIN: Does everybody get this here?

22 The brown line is the historic wall. If the wall wasn't

23 there, you would just dig this contamination out, but

24 because of the historic wall, they're looking for a way to

25 remediate contamination without disturbing the historic

19

1 nature.

2 MR. ULLENSVANG: One of the things that we

3 learned at the presentation last month, the wall and the

4 foundation are structured differently than we initially

5 thought. So digging becomes a viable option there, as

6 well.

7 MS. FANELLI: It looks like the Army

8 constructed a fairly good point. You see the little gray

9 box on the end of the wall and the little gray box at the

10 end of building 228, those are done by Caltrans and we did

11 get to observe those trenches when they did them, and they

12 were specifically looking at the strength and foundation.

13 Their work -- where former building 231 is,

14 that's where the Doyle Drive is now going to come up from

15 being below grade.

16 So there'll be a fair amount of earth moving

17 in that area, and they have responsibility to also maintain

18 that wall during their construction, which will be fairly

19 significant, and they have a requirement to do some shoring

20 and some protection of building 228 as a mitigation for

21 their wall.

22 MS. BLUM: Is the long part of the wall
23 Gorges Road? I can't get oriented on it.
24 MS. FANELLI: No. Gorges is up over here,
25 and this is Halleck.

20

1 MS. BLUM: Okay. What's the gray asymmetric
2 block below the ground line?
3 MS. FANELLI: This here?
4 MS. BLUM: That whole thing. I can't read
5 it.
6 MS. FANELLI: I'm sorry.
7 MR. BOGGS: The whole building.
8 MS. FANELLI: This is the whole building.
9 MR. BOGGS: It's just cut off at the bottom.
10 MR. YOUNGKIN: Is that the French laundry?
11 MS. FANELLI: I don't think there's anything
12 in that building now.
13 MR. ULLENSVANG: It used to be the drive-
14 in.
15 MS. FANELLI: These are the soldered tanks
16 that leaked that caused contamination.
17 So we're moving ahead and hopefully we'll
18 have some analysis prepared in August with some
19 recommendations, and Geomatrix is working on that as our
20 subcontractor. I should call them AMEC now because they
21 got purchased, but they'll always be known as Geomatrix to
22 me.
23 MR. BUDROE: If you had a reaction of
24 persulfate, which general direction would the gradient go?

25 MS. FANELLI: If you head basically north,

21

1 you're going toward Crissy Field Marsh. It goes up
2 generally toward the 207/231. Maybe slightly inward if you
3 reestablish the creek channel, which is the plan.

4 All right. So over in here, this is site
5 6-A, and it will connect in here, and then there's a plan
6 for the expansion of the -- creation of the Quartermaster
7 Reach, and that leads to Crissy Marsh.

8 MR. BUDROE: All right. So then you're
9 going to want to make sure that you get pretty complete
10 elimination of that persulfate. That's going to react with
11 everything in there because what that reminds me of is
12 perchlorate, which is something you would definitively not
13 want washing into Crissy Marsh.

14 MR. BOGGS: Very, very different beasts.
15 And where I have -- I've been involved with chemical
16 oxidation. The sulfate tends to get used up pretty quick;
17 i.e. it's sufficiently reactive. It will start reacting
18 with the organics in the clays.

19 You're probably not going to have it hanging
20 around. Most of the other oxidation systems are kind of
21 buffered. They hang. The sulfate tends to be pretty
22 fashion and pretty strong oxidizer. So it will react with
23 the clays that are present there.

24 MR. BUDROE: Before it ever gets to the
25 wash?

1 MS. FANELLI: That's right.

2 MR. BOGGS: Most likely. I mean, you can
3 always overdo it, like if they are a couple orders of
4 magnitude wrong in their calculations and they add a
5 thousand times too much, yeah, it could be a problem, but
6 provided they do their bench test correctly.

7 MR. ULLENSVANG: That was one of the
8 concerns we raised. The reactants generally react, but
9 with this chemical, it would be residuals, reaction
10 byproducts, and that's one of the things we would like to
11 make sure is fully vetted and it's not going to cause an
12 adverse impact on the marsh.

13 MS. BLUM: Even though Quartermaster Reach
14 is going to hit the -- whatever it is, the right-hand side
15 of that wall, is that -- that's going to be subject to
16 water at some point, will it not, that historic wall?

17 MS. FANELLI: It will not be, no. It should
18 always be above.

19 MS. BLUM: Okay.

20 MS. FANELLI: Well, you know, the wall is
21 like this. Here's the earth and here's the wall. It's a
22 retaining wall now. So it does get moisture on the uphill
23 side of it.

24 MS. THOMAS: The marsh is designed to
25 protect the wall, as well.

1 MS. PASSERO: Did you guys ever think of sea

2 level rise at all now and maybe what we think today, you
3 know -- think about global warming and rising. I don't
4 know how much of that is factored in to --

5 MS. THOMAS: It's factored in hugely in
6 Doyle Drive. Where the marsh is going to go and the
7 pillars and all that.

8 That whole thing had to be looked at over
9 again when they started doing a good analyzation of
10 possible sea level rise.

11 MS. FANELLI: I didn't include it in here,
12 but I think we showed last month the conceptual design of
13 the Quartermaster Reach, the marsh expansion, but I don't
14 have it here with me unfortunately.

15 But I can bring it. We can make it
16 accessible to you in the future, and what we're trying to
17 do now is working with Caltrans.

18 As you know, their project's been
19 accelerated, and three things are converging. Caltrans'
20 construction, the remediation of 207/231 and the ultimate
21 restoration of -- the creations of the Quartermaster Reach.

22 And so there's been ongoing meetings with
23 Caltrans and trying to make sure all these construction
24 documents are aligned so that they're efficient and things
25 happen in proper sequence.

24

1 MS. BLUM: Is the expansion of Crissy Marsh
2 included in that whole conversation?

3 MS. THOMAS: No. Just -- well, into the
4 Quartermaster Reach area is all. As one of the

5 alternatives, we're considering tidal prism type
6 alternative with the marsh, but that's again all sorts of
7 alternatives at this point.

8 MS. FANELLI: I don't have any pictures of
9 fillsite 1/landfill 2, either, although I think we did
10 share some at our last meeting last month.

11 We have substantially completed the field
12 work. At this point, I don't envision that we would go out
13 and necessarily get any additional data potentially based
14 on some of the ongoing coordination.

15 So that's where we're at, so that's why I
16 don't have any pictures for you right now, but we have it
17 internally.

18 So Trust internally, three groups are working
19 together, Natural Resources, Remediation and our planning
20 group, and our planning group does have on board a
21 consultant, Dillingham & Associates, which is doing the
22 conceptual design for the practice field and the parking
23 lot, and it's just premature for me to bring it tonight.
24 So that's why I haven't done it.

25 But there -- it follows basically the

25

1 Tennessee Hollow EA, and it has a -- I think the regulation
2 practice field with the parking lot. I forget how many
3 spots in the parking lot.

4 As shown there, and then adjacent to that is
5 the natural areas restoration, the -- it comes down behind
6 or above El Polin Springs.

7 And then on landfill 2, we're working with

8 our forestry group. That site as slated, as you know, is
9 to be restored as a historical forest.

10 There's still discussions of the types of
11 trees or mix of trees, and we're looking at the geology of
12 what we're going to have and what's more appropriate for
13 planting in that forest once we have that geology in that
14 area.

15 We're also looking at what waste needs to be
16 removed in that space on our field sampling and that
17 analysis was discussed at our last status meeting and will
18 be documented in the data report that we're preparing.

19 When we know what needs to be removed because
20 it's waste, then we compare that to the grades that are
21 necessary to support the ballfield construction and the
22 native habitat restoration, and our engineers will be
23 developing a conceptual design.

24 We have our engineers on board, Kennedy
25 Jenks. They haven't historically worked for remediation,

26

1 but they've done some work out here at the Presidio,
2 primarily at the water plant.

3 They're the designer, so they are now working
4 with MacTech that has done the assessment, and we have on
5 board, as well, Aspen to do the CEQA document or help with
6 the CEQA analysis that will accompany the RAP, and though
7 those three folks working with Genevieve Coyle, who is the
8 project manager, are pulling all of our pieces together to
9 try to get our data report again, conceptual design, and
10 those things will be reflected in the RAP.

11 We are still targeting the RAP to be issued
12 for public comment in October, which means that we would
13 obviously have drafts for other pieces out in advance of
14 that.

15 MS. KRAMER: I have a question about the
16 historic forests. Will that be like the cypress that were
17 planted in a grid, or is that native species that would
18 have been perhaps found in certain areas?

19 MS. FANELLI: Please.

20 MS. THOMAS: The historic forest is a
21 designated feature of the historic landmark. So we just
22 completed a historic characterization study which does
23 identify exactly why certain parts of the forest are the
24 way they are. That make them historic in that place.

25 So when we reforest, we can re-create that.

27

1 So in some areas where it isn't -- where it's
2 just a green backdrop is the main reason for the historic
3 forest. Then a species mix can be considered, a native
4 species mix or a type of eucalyptus or whatever.

5 Whether there's a particular -- boundary
6 plantings where there's a particular look to it that
7 separates it from the City that has a certain green or
8 whatever, and it's cypress, it's really critical to have
9 that, and in those areas where you have the rows, it looks
10 like military rows, that's a historic factor.

11 MS. KRAMER: So history refers to -- to me,
12 the historic grid or whatever it is with the cypress and
13 the -- you know, that was planted by the Army, but it seems

14 like this is also being used in another context of kind of
15 native what might have grown there, or is it history in the
16 sense of the history of the Presidio as an Army base? Are
17 there two different --

18 MS. THOMAS: Yeah.

19 MS. KRAMER: -- types of history, and which
20 one is this?

21 MS. THOMAS: Well, this is part of the
22 historic forest. The historic forest designated
23 significance now is the original design, but the species
24 that are planted there vary --

25 MS. KRAMER: Okay.

28

1 MS. THOMAS: -- and in this particular area,
2 there can be native species.

3 If it's geologically appropriate and
4 maintenance, it's more appropriate because it's kind of
5 hidden in a gully, where other areas of the Presidio, we
6 would keep the exact three species that were used before.

7 MS. KRAMER: So this sort of refers to the
8 location in the hollow --

9 MS. THOMAS: Right.

10 MS. KRAMER: -- that there is a forest there
11 and therefore it's going to be replanted as such, and the
12 mix is up to --

13 MS. THOMAS: Forestry and geology.

14 MS. KRAMER: Right.

15 MS. FANELLI: We'll build it if it will
16 grow. We're just trying to tell them what soil upgrade

17 will look like.

18 In the landfill 2 area, we have a
19 serpentinite slope up next to the sand dune, so we have two
20 different conditions.

21 MS. KRAMER: Conditions, right.

22 MS. FANELLI: Which will probably have an
23 impact on what kind of species are planted in the area.

24 The grading plans will be -- that's the
25 challenge for Kennedy Jenks, because we'll need to remove

29

1 all of the waste material that's there and debris and work
2 with different groups to get a grading plan.

3 It has to be stable, because we have to leave
4 stable slopes, and it can be used for their future land use
5 where there's a forest for native plants for a ballfield,
6 parking lot.

7 And there's different cleanup levels. The
8 recreational needs, recreational cleanup levels in that
9 area versus the native plant, which is primarily
10 recreational.

11 So I don't have pictures. You did see the
12 pictures last time that we brought some back. They haven't
13 changed.

14 Our area of debris and then general fill in
15 the fillsite 1/landfill 2 area, but we're working through
16 those risk base calculations to determine what the actual
17 exposures are given the recreation or native plant
18 environment.

19 Our plan, while we're getting the conceptual

20 design done -- because we really do want to nail down other
21 issues for CEQA, what is going to be the access to these
22 sites, which is -- which is an issue.

23 We are looking at all accesses trying to
24 avoid impacts to some of the residents by limiting access
25 up and down those streets. We're looking at temporary

30

1 construction -- construction of temporary road to Arguello.

2 We're looking at -- and I know Terri has
3 concerns about this -- taking Quarry Road all the way over
4 near landfill E, because we would then be improving that
5 road temporarily so that we'd come out, and either we could
6 actually come out -- I've asked my guys coming out on top
7 of landfill E to use that as a lay-down or storage area, or
8 we could just impact those homes, but there's fewer homes
9 there that we would be crossing in front of.

10 that road is also -- because it's Quarry
11 Road, it's probably better built to handle trucks with
12 rocks in it than some of the other roads that we don't have
13 ratings for. So we're balancing all of those different
14 issues.

15 We're keeping the playing field open, and
16 we're keeping Julius Kahn open at all times.

17 Probably the hikers and dog walkers will be
18 significantly impacted. They will not have access to the
19 area. So we want to address that.

20 There's also about 200 trees that are going
21 to come down. Our Public Affairs folks have already been
22 working with Genevieve. There's outreach, and you're going

23 to see more and more as this moves forward, and we're
24 looking at having the tree removal happen at the end of the
25 year before January 1st.

31

1 So a significant number of trees will come
2 down, and it will be fairly dramatic.

3 We will only really be removing trees that we
4 need to do the excavation of the waste, and sometimes if
5 there's additional plans that are going to be constructed
6 at the same time for natural resources, we will take those
7 trees down, too, but that's going to be a major impact.
8 Transportation, you know, is going to be a major impact.

9 Associated with all that tree removal, I'm
10 sure we're going to get comments on wind, so we're gearing
11 up to try to address that.

12 I'm drawing a little bit of a blank, but
13 we're trying to get those things pretty much nailed in the
14 conceptual design to assess the impacts, and then set the
15 stage for moving immediately forward with our construction
16 documents.

17 MS. NEWTON: So your goal is to have that
18 done by September?

19 MS. FANELLI: Yes. Basically have it --
20 writing draft RAPs and sharing all of that information so
21 that we can have a RAP that can go out for formal public
22 comment in October.

23 So we don't have it like RAP4 where we were
24 over the holiday season and have an extended time period.
25 It's a challenge. There's absolutely no question about it.

1 Our schedule is challenged because it takes a
2 long time to run through, cross all the T's and dot all the
3 I's, but we're still on schedule to do construction
4 beginning in spring of 2010 on both these sites. That's
5 where we're at.

6 Others that I should let you know about.
7 Part of RAP4 was the CHP range, and even though again we
8 are challenged schedule-wise, we are working away.

9 So in internal review is a more -- in
10 internal review, I mean with the Trust and the Park Service
11 is now a more advanced set of plans and specifications.

12 Not yet ready to issue out for public review,
13 but we're working on the CHP range. We still have a target
14 construction in October extending into November, ending
15 before the -- we're hoping for an end of construction on
16 December 15th basically is how we're looking at it.
17 Challenges.

18 A lot less material to remove. We're
19 estimating at the CHP range, which -- how's the best way to
20 describe it, Brian? East Battery?

21 MR. ULLENSVANG: It's below Battery East.
22 It's the picnic area. Many of you now, below the batteries
23 towards the bridge.

24 MS. FANELLI: And the Highway Patrol shot
25 into the soil that's covering the historic bunker. So

1 we're estimating about 500 yards of soil coming off of that
2 bunker.

3 It will be processed or sifted to remove any
4 bullets that didn't explode, and then the bullets will be
5 handled separately from the ones that are not exploded.

6 The rest is -- soils will go off-site for
7 disposal, and then we'll bring back soil, reconstruct that
8 earthwork, get it all armored for the winter and ready for
9 replanting.

10 Smaller project. We're estimating more of a
11 twenty, thirty-day construction period for that. Although
12 there will be some impacts to hikers in that area and users
13 of that area.

14 Likely when we're actually at the hauling
15 stage, we might have to close access for a few days. So
16 we're working through those issues now and discussing with
17 the Park Service to try to get it balanced the right way.
18 So that's ongoing.

19 We have selected the contractor for landfill
20 E. The contractor named Geosyntec. They are a landfill
21 company. Primarily geotechnical engineers will be
22 completing the RAP for that site.

23 Similar -- and then doing the design
24 documents. When they do that, they'll take care of the
25 Barnard Avenue range, which is underlined, which will

1 likely have a little bit of sample.

2 I anticipate that they will have to do
3 limited sampling of that landfill for geotechnical

4 properties to do their analysis on stability and slope and
5 what not, and similar to what's happening at fill site 1,
6 we're working with Planning and Natural Resources, because
7 again the proposed land use on landfill E is a ballfield,
8 and then there will be some areas of native plant zones and
9 some stuff adjacent to it.

10 So that's just beginning. That construction
11 is not targeted for 2010. It's targeted for 2011, but we
12 are still moving to make that happen, and then we have also
13 selected a contractor for Mountain Lake to complete the
14 Remedial Action Plan. That is URS.

15 They did some of the historical work out
16 there, and we're hoping to -- I think you'll see the
17 Mountain Lake RAP before you'll see the landfill E RAP.

18 So I should do a RAP sequence with the
19 schedule for when they'll be coming out.

20 MS. BLUM: Can you tell us what the
21 contractor is for Mountain Lake?

22 MS. FANELLI: That's URS.

23 MS. BLUM: URS.

24 MS. NEWTON: URS.

25 MR. O'HARA: Has the -- since you've got a

35

1 contractor doing the RAP for Mountain Lake and the process,
2 have you settled the dispute with Caltrans?

3 MS. FANELLI: No. The dispute with Caltrans
4 is ongoing, and it's in -- you know, again, I can't -- at
5 this point now, I'm not even competent to describe where we
6 are at in the process, but I know we've been assigned a

7 judge and discovery is ongoing, and so we're going through
8 that legal process.

9 MR. O'HARA: But would you initiate actual
10 work on Mountain Lake prior to the time that you settle
11 your dispute with Caltrans?

12 MS. FANELLI: Probably not.

13 MR. O'HARA: Okay.

14 MS. FANELLI: Right now, we're going through
15 the Remedial Action Plan, because that is endorsed by
16 Zurich, and so we know that those costs will be considered
17 allowable as long as they're reasonable and necessary, and
18 we feel once there's a RAP, that actually solves a lot of
19 questions that are being bantered a lot by the attorneys,
20 what is required by the regulatory agencies.

21 Well, if we have a RAP that's approved, then
22 it's pretty clear what's required by the regulatory
23 agencies.

24 MR. O'HARA: But you will shelf it until
25 such time as you resolve your issues with Caltrans?

36

1 MS. FANELLI: At this point, probably,
2 but -- but, you know, that's sort of a business and a legal
3 strategy.

4 MR. O'HARA: Right.

5 MS. FANELLI: And so I'm not actually
6 thinking that far ahead.

7 MR. O'HARA: Okay.

8 MS. FANELLI: Likely we're going to do all
9 sites that are clearly endorsed under the Zurich policy as

10 known sites.

11 To the extent that Mountain Lake is not
12 endorsed for actual construction, then I would not do it,
13 because then I'd be using the funds that we have -- I'm
14 actually precluded per my agreement with the Army to do
15 unknown site work with that funds -- with those funds until
16 we've completed the other sites.

17 We've done some unknown sites in the past I
18 know, and the way we've justified that or described that is
19 we were using the interest that we made on the Army money
20 to do those unknown sites, right?

21 So we haven't actually violated that
22 agreement with the Army.

23 Does that make sense?

24 MR. O'HARA: No. I understand. It's
25 just -- you don't want to do it twice. That was my only

37

1 concern.

2 MS. FANELLI: Right.

3 MR. O'HARA: Thank you.

4 MR. YOUNGKIN: When do you expect that RAP
5 coming out?

6 MS. FANELLI: You know, I didn't bring the
7 schedule and I was working on it, but I anticipate that RAP
8 coming out in the new year. Not that far off. And I
9 anticipate the landfill E RAP being shortly thereafter, so
10 spring, spring of 2010.

11 MS. SEGAL: The new year as in calendar year
12 or fiscal year?

13 MS. FANELLI: Calendar year. Thank you.

14 MS. SEGAL: Thank you.

15 MS. FANELLI: And we are also doing
16 conceptual design at this level, mainly because we want to
17 make sure that we've addressed critical issues associated
18 with construction for the CEQA documentation and to have
19 enough of a framework that it's fairly clear what we're
20 doing, what we're building as we move into detailed design
21 after the RAP is approved, after the thirty percent RAP
22 phase.

23 I use thirty percent. It's something a
24 little bit more than a concept on a page. It actually
25 might have a little bit of analysis associated with it.

38

1 You know what kind of spec sections you need and stuff like
2 that.

3 So that is my kind of brief presentation, and
4 I'm really impressed with the AC grinder, and it apparently
5 was very quiet, which is really good for landfill 10. So
6 I'm pleased with that.

7 I will have a lot more photos next month if
8 you don't cancel your August meeting of the construction,
9 and --

10 MR. YOUNGKIN: We wouldn't cancel the RAB
11 meeting. The committee meeting.

12 MS. FANELLI: What date is the RAB meeting
13 next?

14 MR. YOUNGKIN: I don't know.

15 MS. SEGAL: It is August 11th.

16 MS. FANELLI: Okay. Good. And I'll see
17 where Genevieve is in terms of -- and where the Planning
18 Department is, if they're ready to release any of their
19 conceptual drawings on fillsite 1/landfill 2.

20 MR. YOUNGKIN: So landfill 2, I believe the
21 last month you were talking about trying to get through the
22 landfill and find the bottom of it or see how deep it was.

23 MS. FANELLI: They did drill -- they did
24 drill. I thought I had some pictures last month. We feel
25 we have a fairly good handle now on the volume of the

39

1 material.

2 Obviously we're doing our risk analysis, so
3 getting those peripherals, those boundaries is still, you
4 know, some question. We have to run those analysis and
5 make sure.

6 The only area where we feel we might have
7 some uncertainty was one that Doug brought up. At the very
8 lower end, if you will, the downgradient end of landfill 2
9 where it gets into wetland, it's very wooded and there's a
10 little bit higher uncertainty of where the limits are.

11 Maybe this dumpsite filled out into that area
12 and it's a little mucky and what not. But it's not like
13 the whole site is not known of where it would be.

14 On landfill 2, we have some nasty stuff in
15 there, so we're anticipating that a -- chunks of that ash
16 fill is going to go out as a RCRA hazardous waste
17 potentially.

18 Fillsite 1, the contaminants really are DAHs

19 for the most part, and some metals. So not the same level
20 of -- of stuff as in landfill 2. There's still plenty of
21 debris, and sand fills, things that were dumped there that
22 we're assessing.

23 MR. YOUNGKIN: Any other questions for
24 Eileen? Comments.

25 Okay. Summit meeting report. It would be

40

1 nice if Doug were here to do that. Let me see. I took
2 notes.

3 So we did have a Summit meeting on June 29th
4 at the Golden Gate Club, and there was quite a few new
5 people there from various agencies. From Presidio Trust,
6 there was Eileen, Jeff Deis, Genevieve Coyle. From the
7 Park Service, Brian Ullensvang, George --

8 MR. ULLENSVANG: Turnbull.

9 MR. YOUNGKIN: Craig Kinkle and John Wesley.
10 There was quite a new crew of Park Service there. Frank
11 Dean is the new superintendent.

12 MR. ULLENSVANG: He's the acting
13 superintendent for GGNRA. George Turnbull is a deputy
14 regional director. Craig Kinkle is our acting deputy
15 superintendent, and John Wesley, he's kind of on special
16 assignment to help us out. He's a deputy regional director
17 of the inner mountain region in Denver.

18 MR. YOUNGKIN: With the Regional Water
19 Quality Control Board was Agnes and Alex Naugle.

20 MS. FARRES: Mm-hmm.

21 MR. YOUNGKIN: And then for DTSC it was Bob
Page 36

22 Boggs and Denise Tsuji. Did I pronounce that right.

23 MS. TSUJI: Tsuji.

24 MR. YOUNGKIN: And so we started off with

25 Doug did a little introduction, the purpose, goals history,

41

1 and then Eileen did a background of the program, and we
2 went through the -- she went through the insurance policies
3 and the resources available at the Presidio, impacts on
4 schedule changes and cleanup costs, et cetera.

5 She kind of did an overview of the whole
6 program, mostly for the new people there.

7 MS. FANELLI: You make it sound like it was
8 a little painful.

9 MR. YOUNGKIN: No, no. That was the easy
10 part.

11 Let's see. And then Genevieve Coyle gave a
12 rundown of the RAP5 and --

13 MS. FANELLI: Fillsite 1/landfill 2.

14 MR. YOUNGKIN: Fillsite 1/landfill 2 and the
15 progress that's being made on that, and then we had a
16 discussion after lunch of scheduling and time, I guess you
17 could call it. Basically what are the -- there's a lot of
18 pressure now to move things ahead quickly and the
19 schedule's getting tight.

20 A lot of people are having a lot of demands
21 put on their time and resources, and there was a general
22 discussion about how to accommodate the next RAPs that are
23 going to be coming out in the next year or so.

24 I think there was basically an understanding

25 to work together to try to figure out how to accommodate

42

1 everybody's needs and schedule demands and resources, and
2 that's kind of an ongoing process.

3 I don't think that was all resolved at this
4 meeting, but everybody kind of pledged to work to resolve
5 that in the future.

6 I know that was way too quick a summary, but
7 does anyone want to fill in anything?

8 MS. SEGAL: Did you discuss having Summit
9 meetings quarterly or how often or the need for them?
10 Anything about that?

11 MR. YOUNGKIN: I'm not quite sure how that
12 came out.

13 MR. ULLENSVANG: Yeah, we did, and correct
14 me if I'm wrong. I may have a different impression, but I
15 got the impression that there was a move toward having one
16 in the fall, near or before the end of construction of
17 landfill 10.

18 MS. SEGAL: Okay. Thanks.

19 MR. YOUNGKIN: September, I believe.
20 Tentatively Summit meeting September '09.

21 MS. FANELLI: It would be for the RAP for
22 fillsite 1/landfill 2. So technically two items.

23 MR. YOUNGKIN: There was a lot of new faces
24 at the meeting, new managers in all departments. DTSC's
25 been going through a reorganization and hiring some people.

1 They have --

2 MS. TSUJI: I made my offer and they said

3 yes.

4 MR. YOUNGKIN: So there's a lot of work

5 being done to try to stay on schedule and move things

6 forward here.

7 Any other questions on the Summit meeting?

8 Great. Moving on to item number 6,

9 regulatory agency status updates and inputs. Robert Boggs.

10 Anything from your department?

11 MR. BOGGS: Well, I would just introduce

12 everybody to Denise, my new supervisor. She also works

13 with -- we've been organizing the team, so we have a

14 service team, and so she also works with the San Francisco

15 team, as well.

16 MS. TSUJI: I'll pass out my business card.

17 It has my contact information.

18 MS. SEGAL: Good to hear a state agency is

19 actually hiring somebody. Good.

20 MS. TSUJI: We're on furlough, but we're

21 hiring. Go figure. But it is my intent to bring in a more

22 seasoned staff person to work on the Presidio project.

23 MS. BLUM: Denise, do you go to the Summit

24 meetings yourself?

25 MS. TSUJI: I did attend the one you had --

1 I'm losing track of time -- the other day. It is my intent

2 to not do day-to-day management, but I will keep tabs on it
3 and attend meetings such as is appropriate.

4 It gives me an idea of what's going on and I
5 can help Bob and Ryan pull the right resources. That's
6 mainly my role, and pull my guys back in from this
7 direction.

8 But please, feel free to call any time,
9 e-mail me. I eventually get back to you.

10 MR. YOUNGKIN: Julie.

11 MS. CHEEVER: Just to help us understand the
12 organization better, it says: "Unit chief."

13 What is the definition of "unit"?

14 MS. TSUJI: I have a group of -- how many do
15 I have now? Five, six staff people who are project
16 managers like Bob. They have projects they're responsible
17 for, and we're kind of moving toward a team concept where
18 they're more autonomous, not so much of the old hierarchy
19 of according to the supervisor and the manager to get the
20 sign-offs.

21 Kind of allow the project manager along with
22 the supporting program folks such as the geologists,
23 toxicologists to work and come to conclusion on the
24 project.

25 My role is mainly making sure that the

45

1 department policy works correctly and to try to adhere to,
2 I guess, is a way of putting it, but also encourage the
3 staff to think outside the box.

4 We do have a process. We were a bureaucracy,

5 but within that is some wiggle room to make sure they go
6 better, faster, more efficiently.

7 MR. YOUNGKIN: So part of the reorganization
8 was -- in your unit is not just military?

9 MS. TSUJI: I have military sites as well as
10 private site cleanup. I came to this group from a private
11 site cleanup. Prior to doing that, I came over from the
12 enforcement site, so I have both.

13 MS. NEWTON: What side.

14 MS. TSUJI: The RCRA, hazardous waste
15 facility, the compliance, enforcement.

16 But I'm new to you all in this project, but
17 I'm one of the old-timers at the department. I won't say
18 how old. That will give away how old I really am. Put it
19 this way: Early '80s. I was one of the first folks out of
20 the Berkeley office.

21 MS. PASSERO: That's not that old.

22 MS. TSUJI: Age is relative.

23 MR. YOUNGKIN: Welcome to the Presidio.

24 MS. TSUJI: Thank you.

25 MR. YOUNGKIN: Anything else, Bob?

46

1 MR. BOGGS: No.

2 MS. FANELLI: We've got to thank Agnes. We
3 have a closure on the commissary P/X. It just came in on
4 Monday.

5 MS. FARRES: And I want to add that as
6 Denise and Bob mentioned, the governor has mandated a third
7 furlough day, so most state agencies are closed the second,

8 third -- first, second and third Fridays of each month, and
9 there's rumors about a fourth furlough day, so that's a
10 constraint in us getting our work done.

11 MS. SEGAL: I have a question about the
12 Commissary P/X site, which is sports basement now.

13 Every once in a while in the paper, they keep
14 talking about -- are they on a short-term lease, the Sports
15 Basement? They keep talking about it being something else.

16 MS. FANELLI: I honestly don't have an
17 answer.

18 MS. SEGAL: Okay.

19 MS. FANELLI: I don't know what their lease
20 is like.

21 MS. BLUM: A five-year lease.

22 MS. SEGAL: Is that all?

23 MS. NEWTON: Doing some cleanup issues?

24 MS. SEGAL: No. There's cleanup around the
25 site. When they moved in, they knew that was going to

47

1 happen.

2 MS. FANELLI: It was a petroleum site
3 cleanup.

4 MS. NEWTON: Prior to them moving in or
5 subsequent to their moving in?

6 MS. FANELLI: Subsequent, yeah.

7 MS. NEWTON: But it's done now.

8 MS. SEGAL: Little things keep is talking
9 about the Sports Basement site.

10 MS. FANELLI: Part of the complication is

11 they're going to be impacted by Doyle Drive.

12 MS. SEGAL: Right.

13 MS. FANELLI: Although I don't think that
14 anything happens to that building, unless there's another
15 development plan in the future.

16 MS. FARRES: So we have nothing to do with
17 that.

18 MS. SEGAL: Okay.

19 MS. MONAGHAN: I always thought that there
20 was still petroleum under the parking lot and under the
21 building. We talked about that.

22 MS. FANELLI: We have a land use control.

23 MS. MONAGHAN: Okay.

24 MS. FANELLI: The residual contamination
25 and -- Agnes might know better, because she just read all

48

1 those documents -- some metals and maybe some residual
2 petroleum.

3 MS. FARRES: Right.

4 MS. FANELLI: Well, there isn't a human
5 health risk, but the land use control is maintain the
6 cover, and there was specific requirement that there was
7 plans in the past for potentially Crissy Field Marsh
8 expansion in that.

9 MS. MONAGHAN: Right.

10 MS. FANELLI: If that is to happen, the soil
11 does not meet eco cleanup standards, and so there would
12 have to be additional work if that happened.

13 MS. FARRES: Okay.

14 MS. PASSERO: Would that then -- would that
15 decision be made following what happens with Doyle Drive?
16 Is there a time frame for making that kind of decision?
17 MS. FANELLI: Is it going become -- at this
18 point, there's no -- as far as I know, it's not becoming a
19 marsh, and I don't know what would trigger that decision or
20 when.
21 MS. THOMAS: At this point in time, there
22 aren't any plans for that area.
23 MS. PASSERO: Okay.
24 MS. SEGAL: So back to Agnes' work, so how
25 many sites are still left for the petroleum sign-off?

49

1 MS. FARRES: That needs closure?
2 MS. SEGAL: Yes.
3 MS. FARRES: I don't have a good --
4 MS. SEGAL: About --
5 MS. FARRES: Well, according to GeoTracker,
6 which is our database for tracking these sites, I have
7 something like 45.
8 MS. SEGAL: Left?
9 MS. FARRES: Left. Out of 150 or something.
10 MS. SEGAL: There are no tanks that still
11 have to be pulled?
12 MS. FARRES: I don't think so.
13 MS. FANELLI: We find tanks periodically,
14 and when we do, then we assess it and then we pull them.
15 MS. FARRES: But most of the tanks that I'm
16 dealing with were pulled by the Army, and we're going

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17 through the closure process.

18 MS. FANELLI: We are still on target. We
19 hope to have basically all sites submitted for closure by
20 the end of the calendar year, with the exception of 207/
21 231 for petroleum, and we're still on track for that.

22 The outliers might be tanks. It just seems
23 to take a long time to get that tank data pulled together,
24 and there are still several that we need to pull together
25 the closure documentation for.

50

1 MR. YOUNGKIN: Okay. Any other questions
2 for Agnes?

3 Okay. Moving on to new business. I can't
4 think of any new business.

5 Anybody have any new business?

6 MR. KETCHAM: I'm Jim Ketcham, and I had
7 contacted you and Doug asking to potentially join the
8 Advisory Board, and I come here tonight with an
9 application, and I guess I'll just introduce myself. So
10 maybe this is the time to do that.

11 MR. YOUNGKIN: Good time to do that.
12 Welcome. If you'd just briefly say a few words about
13 yourself, where you live and what your background is.

14 MR. KETCHAM: I live just off the Presidio
15 on 6th Avenue between California and Lake, and we've lived
16 there for twenty plus years.

17 I'm the athletic director at University High
18 School. I've been involved with the Presidio going back to
19 2002 when I was head of San Francisco Little League, and we

20 sort of wrote a request to the Presidio to consider
21 development of Pop Hicks Field or redevelop Pop Hicks Field
22 as a Little League ballfield because we were so short of
23 fields.

24 Since then, I've been involved with the
25 Presidio, usually advocating for recreational uses in the

51

1 Presidio.

2 University's the leaseholder of a ballfield
3 in the Presidio, so I'd be very interested in that. I'm
4 very interested in Pop Hicks and various recreational sites
5 around the Presidio.

6 We use Crissy Field, and we love the Presidio
7 for lots and lots of reasons, and I wanted to join the
8 board simply to keep myself more updated and potentially
9 provide input on things from time to time.

10 MR. YOUNGKIN: Okay. Thanks for coming.
11 You brought your application with you?

12 MR. KETCHAM: Yes.

13 MR. YOUNGKIN: Any questions for Jim for
14 anything? Great.

15 Okay. Item number 8, review of action items.
16 Does anybody have any action items? I don't seem to
17 remember any from this meeting.

18 Agenda items for upcoming meetings. Well,
19 the next meeting is the Planning Committee Meeting on the
20 fourth Tuesday, and there had been some talk about doing
21 the landfill 2, fillsite 1 data sort of review, laying out
22 the big maps and just going over the data at the committee

23 meeting.

24 MS. FANELLI: I can certainly provide you
25 with the data that we have, and I think it's not any more

52

1 than what's already been provided, but I could certainly
2 make it available.

3 MR. YOUNGKIN: Big maps.

4 MS. FANELLI: I won't have Genevieve. And
5 Genevieve is the project manager. I don't know how she
6 does it, but she's in law school at night. But I can have
7 that data available and certainly field any questions that
8 you have on it.

9 MR. YOUNGKIN: Okay. Is that something that
10 people would be interested in?

11 MS. MONAGHAN: Mm-hmm.

12 MR. YOUNGKIN: The other thing hanging was
13 sort of the financial report, just lay them out and look
14 through them, just sort of talk about how they work. We
15 could do that the second half of the committee meeting.

16 MS. FANELLI: So if you -- if you have
17 questions on the last quarterly report that has the
18 finances in it, I'm certainly happy to field any questions
19 or explanation.

20 MR. YOUNGKIN: Second quarter?

21 MS. FANELLI: The second quarter. We're
22 preparing the third quarter now. You all remember because
23 you brought it up, but I have to make sure whether it's
24 referring to calendar year or fiscal year.

25 It -- the fiscal year ends September 30th.

1 We start our fiscal year October 1st. We're preparing our
2 fourth quarter now, which ends September 30th.

3 MR. YOUNGKIN: We'll have that for the next
4 meeting.

5 MS. FANELLI: Please prepare any questions
6 that you have. Maybe I can make it clear in the picture
7 with better documents.

8 MR. YOUNGKIN: Okay. I don't have any
9 agenda item for the next RAB meeting.

10 MS. SEGAL: If there's any kind of follow-
11 up on the tree removal.

12 MS. FANELLI: Mm-hmm.

13 MS. SEGAL: You know, when it might happen,
14 because we looked at that -- was that area of the Monterey
15 pines that we looked at.

16 MR. YOUNGKIN: Over landfill 10?

17 MS. SEGAL: Is that where --

18 MR. YOUNGKIN: They're pines.

19 MS. SEGAL: I think they're pines. I can't
20 remember.

21 MS. FANELLI: That's actually not --

22 MS. SEGAL: That's not what you were talking
23 about.

24 MS. FANELLI: The tree removals for the
25 fillsite 1/landfill 2 was the one that we were talking

1 about. And that will be a significant removal, and I
2 expect some public comment concerns.

3 MS. SEGAL: For sure.

4 MS. FANELLI: Because it will change the
5 vista a fair amount.

6 MS. BLUM: Do you have a date where they're
7 going to put a shovel into the ground for Doyle Drive? I
8 know there will be a huge tree removal. People need to
9 know in advance.

10 MS. THOMAS: It starts August 1st.

11 MS. BLUM: There will be hundreds of trees.
12 That will be very easy to observe and pretty shocking for
13 most people, I think.

14 That will be probably more recognizable
15 than -- well, maybe it will be --

16 MS. FANELLI: If you live on Washington
17 overlooking Julius Kahn.

18 MS. BLUM: I don't know which one will be
19 more vocal, Julius Kahn or the Presidio Parkway, but that's
20 -- that's going to be enormous. I think it's going to be
21 300 trees.

22 MS. PASSERO: Really? Wow.

23 MS. BLUM: And upward.

24 MS. NEWTON: So it's more than the other
25 site.

1 MS. BLUM: It's going to be humongous.

2 MS. NEWTON: 300 big trees?

3 MS. BLUM: This is for the rebuild. It's
Page 49

4 almost a billion dollar project. So it's going to be big.

5 MS. FANELLI: I don't have a detailed
6 schedule, but I know that utility relocate is starting
7 right on the heels of that.

8 So I would imagine construction almost any
9 moment on utility relocate before they do the -- so they
10 have to take care of all the utilities in the existing
11 corridor before they can start work. They have to get them
12 out of the way, so they have to reroute them.

13 That's going to happen, and the first
14 contract is the high viaduct by Calvary stable, so they'll
15 be doing tree removal.

16 MS. SEGAL: There was a sign at the Crissy
17 Field Center about the closure work. I can't actually
18 remember.

19 Does anybody know?

20 MS. BLUM: I think that's the relocation of
21 Crissy Field Center, which is going to go over to the beach
22 area --

23 MS. SEGAL: Where the Doyle Drive --

24 MS. BLUM: -- for the Doyle Drive
25 disruption.

56

1 MS. SEGAL: Is that happening this summer?

2 MS. BLUM: It's starting now. To August
3 1st.

4 MR. ULLENSVANG: It's already started. If
5 you go there, you can see it and talk to the information
6 contact people that we have out there.

7 I believe that the summer program is
8 uninterrupted, and that the fall program is somewhat
9 abbreviated, and then by the next year, they'll renew, and
10 those will be portable buildings that they'll be bringing
11 in.

12 MS. SEGAL: It's sort of high season.
13 There's always seasonal --

14 MR. ULLENSVANG: The summer programs.

15 MS. SEGAL: Thanks.

16 MR. YOUNGKIN: Michelle.

17 MS. PASSERO: I was just thinking it would
18 be great to have an update at the meeting in August about
19 the disposition of the human remains.

20 MR. YOUNGKIN: Similar to tonight, just kind
21 of run through all of the --

22 MS. FANELLI: Right. This is construction
23 season, so I'll have more pictures and be able to show you
24 what's going on.

25 MS. SEGAL: Actually you said something

57

1 good, you know, reinterring the bones in the fill, so maybe
2 that whole process, how it's done, when --

3 MS. FANELLI: Okay. So you've met Eric
4 Blind. He's actually come to meetings in the past. He is
5 the trust person who's kind of taking charge of this, but
6 if he can't come, I'll certainly get an update from him to
7 give to you about how that's being handled.

8 MS. SEGAL: I mean, I think the concern of
9 the RAB previously, and Doug certainly said that anything

10 that's done is done in a respectful kind of way that
11 recognizes that bones are in the fill.

12 MS. FANELLI: Right. Well, I mean, these
13 bones are not -- what's the word? Disarticulated. They're
14 obviously not associated with a body anymore.

15 MS. SEGAL: Exactly.

16 MS. FANELLI: So they will be held together.
17 They'll do whatever they need to do to document what's
18 happened to the records, and then I imagine it may be as
19 simple as digging a hole and putting them back in and
20 putting the fill back on top.

21 MS. PASSERO: I mean, if there's stuff, like
22 bigger than what was originally thought or -- you know, how
23 does that affect the --

24 MS. FANELLI: If we hit a whole casket, that
25 will be dramatic and it will probably change things a

58

1 little bit.

2 MS. NEWTON: What?

3 MS. FANELLI: If we hit a whole casket. If
4 we find feet and see the knees, we'd want to change our
5 plan so as not to disturb that body.

6 When they're disarticulated, there's a bone
7 here or there.

8 MS. PASSERO: Can there be contaminations
9 associated with it?

10 MS. FANELLI: Yeah. It's not like there's
11 any stuff attached to it. The fill itself has the metals
12 in it and the PAHs, but like the bone you saw was pretty

13 old and clean. There was nothing attached to it, you know,
14 from a boot standpoint.

15 I've worked in places where you have a tar
16 waste. It's kind of liquid and tar. This bones we get are
17 probably clean pretty well. It's not a contaminated item
18 by itself.

19 MR. YOUNGKIN: These were three bones in
20 three separate locations?

21 MS. FANELLI: Basically. Three bones, but
22 three separate locations on the surface.

23 MS. BLUM: Do you date them?

24 MS. FANELLI: No. I don't think so.

25 MS. BLUM: No testing? We don't know

59

1 whether they're recent murders or old graves?

2 MS. FANELLI: The specialists make the call.
3 If it was a recent body, then the coroner definitely would
4 be there. It would probably be cordoned off.

5 It's in that area close to the -- that oak
6 tree, so where the trail kind of came around and turned.
7 It's in an area where bones were encountered in the past.

8 MR. YOUNGKIN: Okay. Any other comments,
9 closing remarks?

10 MS. MONAGHAN: I had a -- we had talked
11 about getting new fresh copies of the plans showing where
12 the contamination is with the streets. Julian had asked
13 for that last month, and I just thought I'd bring it up
14 again.

15 MS. FANELLI: I spaced from last month. I

16 apologize. So you want a map of the remediation sites that
17 have the street names?

18 MS. MONAGHAN: Yeah.

19 MS. FANELLI: Let me see what I can do.

20 MR. YOUNGKIN: Anything else?

21 Without objection, meeting adjourned. Thank
22 you.

23 (The meeting adjourned at 8:22 PM).

24 --- o0o ---

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60

1 STATE OF CALIFORNIA)

2 COUNTY OF SAN FRANCISCO)

3

4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full,
7 true and complete record of said matter.

8

9 I further certify that I am not of counsel or
10 attorney for either or any of the parties in the foregoing
11 meeting and caption named, or in any way interested in
12 the outcome of the cause named in said action.

13

14 IN WITNESS WHEREOF, I have

15 hereunto set my hand this

16 _____ day of _____,

17 2009.

18

Mark I. Brickman CSR No. 5527

pres7-14-09.txt

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PRESIDIO RESTORATION ADVISORY BOARD MEETING

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, AUGUST 11, 2009

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR
License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator

Mark Youngkin

Eileen Fanelli

Brian Ullensvang

Bob Boggs

Medi Sunga

Agnes Farres

Peter O'Hara

Jan Blum

Jan Monaghan

Gloria Gee

Julian Hultgren

Julie Cheever

Michelle Passero

Edward Callanan

John Chester

Barbara Newton

Toni Kramer

---o0o---

BE IT REMEMBERED that, pursuant to Notice of the Meeting, and on August 11, 2009, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there commenced a RAB meeting under the provisions of the Presidio Trust.

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AGENDA

	Page
1) Welcome and Introductions - Doug Kern	4
2) Agenda Discussion and Approval	4
3) Announcements and Old Business	4
4) Committee Business	
A. Planning Committee Report - Mark Youngkin	4
5) Reports & Discussions	
A. Mountain Lake Update	6
B. Landfill 8 & 10 Construction Update	10
C. Fillsite 1/Landfill 2 Data Request	29
D. 207/231 Update	20
6) Regulatory Agency Status Updates/Inputs	
A. Robert Boggs, California DTSC -	38
B. Agnes Farres, California RWQCB -	40
7) New Business - None	
8) Review of Action Items	49
9) Agenda Items for Upcoming Meetings	49
10) Adjournment	51

1 FACILITATOR KERN: Welcome, everyone. This
2 is the regularly scheduled meeting of the Presidio
3 Restoration Advisory Board. Welcome to everyone. I'd like
4 to welcome tonight the Presidio Trust, our regulators from
5 the Water Board, DTSC, and the Park Service.

6 I'd also like to welcome all of the community
7 RAB members that are here. I don't see any members of the
8 public, but welcome everybody tonight.

9 Hopefully everyone has picked up an agenda.
10 Are there any additions, changes to the
11 agenda?

12 I would like to throw on as a late addition
13 to item 5D a little update on building 207/231. We can
14 talk about that briefly.

15 Without objection, we'll move on to
16 announcements.

17 Are there any announcements?

18 Any new business? Good.

19 On to Mark for our Planning Committee report.

20 MR. YOUNGKIN: Okay. We had our Planning
21 Committee meeting on July 28th. We're meeting in building
22 67 now for all of you who haven't been there yet.

23 So we started off with a discussion of a
24 construction update that's going on now, and I think we're
25 going to cover that again tonight, talked about landfill 8,

1 lessingia excavation.

2 Moved on to landfill 10 and Mountain Lake
3 overflow site, the videotaping of that, shear key plans,
4 the Weinstock property and the issues around the sampling
5 there.

6 Then we moved on to discussion of RAP 5A,
7 which is landfill -- landfill 2 and fillsite 1, and we
8 talked about some additional risk assessment at landfill 1,
9 went over some of the data, laid out the big maps and
10 looked at the data for landfill 2 and discussed where the
11 samples were and what some of the results were on that, and
12 we ended up -- we ended the meeting up with the discussion
13 of the financial report and went over the second quarter
14 financial report, just an overview of how it works and
15 what's on that report.

16 Can you add anything?

17 FACILITATOR KERN: We did. We got into a
18 little bit of the history, and Eileen offered that we still
19 haven't made that connection, but a couple of us might come
20 with you to get more in detail on some of the financial
21 reporting. That's kind of where that was left.

22 MR. YOUNGKIN: Our next Planning Committee
23 meeting is August 25th, I believe, Tuesday night. Last
24 year we cancelled that committee meeting because of
25 expected lack of attendance.

1 Now this year -- Doug and I weren't going to
2 be at that meeting last year. This year we are going to be
3 at this meeting, so there's no compelling reason to cancel
4 it unless there's a general feeling that attendance will be
5 low; probably will be.

6 So think about it, and when we get to the end
7 of the meeting, we can decide if we want to go ahead with
8 that. The next Planning Committee meeting is an August
9 25th.

10 Okay. Thank you.

11 FACILITATOR KERN: Very good. Thanks, Mark.

12 So tonight we're going to talk about these
13 four things and hopefully other items, Mountain Lake,
14 landfill 8 and 10, fillsite 1, landfill 2 and building
15 207-231. These are just the projects that are kind of out
16 front and center and we're just nudging them along trying
17 to make sure that we're paying attention to them.

18 So we'll start with Mountain Lake. There's a
19 few items with Mountain Lake, and I -- I guess one of them
20 is the -- there have been some legal documents released,
21 and those hopefully got passed around to everybody, and
22 those say in them that there's going to be a mediation, I
23 guess, later this year, I think in October.

24 Does that sound right, Eileen?

25 MS. FANELLI: I actually am not sure what

1 documents you're referring to, to be honest with you. So
2 if you could educate me which ones.

3 FACILITATOR KERN: Well, we got some court
4 documents that just showed various dates, like when the
5 trial will begin.

6 MS. CHEEVER: Just for clarification, it was
7 called a case management order --

8 MS. FANELLI: Right.

9 MS. CHEEVER: -- which was set by the judge
10 setting future dates --

11 MS. FANELLI: Right.

12 MS. CHEEVER: -- which he ordered after a
13 case management conference.

14 MS. FANELLI: I actually am not familiar
15 with the details of the case management order, although I
16 am familiar with it, that we're responding to it and
17 working with the judge on it.

18 So I actually don't know if there is going to
19 be a mediation or not --

20 FACILITATOR KERN: Oh.

21 MS. FANELLI: -- or if it's been scheduled.

22 FACILITATOR KERN: Okay.

23 MS. FANELLI: I don't think it's not
24 anticipated if that's what the court asks us or directs us
25 to do.

1 FACILITATOR KERN: Bob, are you hearing
2 anything about that from your side of things?

3 MR. BOGGS: Not as far as how that case is
4 going or case management order, but we -- my agency has
5 been served subpoenas for documents related to Mountain
6 Lake, so we're rapidly going through every e-mail, every
7 document to get all the records necessary for the subpoena.

8 FACILITATOR KERN: Have you heard anything
9 about Mountain Lake?

10 MS. FARRES: No, I haven't.

11 FACILITATOR KERN: Brian, your agency?

12 MR. ULLENSVANG: We're part of the Federal
13 Government probe. We've already submitted documents.

14 FACILITATOR KERN: I see. So it looks like
15 there are preparations for future legal actions, perhaps.
16 At least discovery.

17 Any questions from anybody about -- I know
18 it's vague.

19 MS. CHEEVER: Well, the other important
20 point is that document set a trial date --

21 FACILITATOR KERN: Right.

22 MS. CHEEVER: -- which is very far away.

23 FACILITATOR KERN: It's like 2011.

24 MS. CHEEVER: Right.

25 MR. BOGGS: I guess I had a question of the

1 Trust, if moving Mountain Lake up in priority is -- into a
2 sooner RAP is related to that at all.

3 MS. FANELLI: Yeah, it is. We think that
4 it's -- it helps everybody to understand the issues and
5 have an agreed upon remedy for the site.

6 FACILITATOR KERN: Bob, I've been elected to
7 ask if you wanted to introduce your guest.

8 MR. BOGGS: You know, I was thinking of
9 maybe doing that under section 6, but now is as good a time
10 as any.

11 This is Medi. She's a chemical engineer.
12 She's going to be helping out on the project. She's got
13 over twenty years' experience, working on Treasure Island
14 and we're going to see how much work we can pile on her.

15 FACILITATOR KERN: Welcome.

16 John, you had a question.

17 MR. CHESTER: Was it called the case
18 management order?

19 MS. CHEEVER: Yeah.

20 MR. CHESTER: I saw the e-mail, but I can't
21 recall.

22 Was it specific to specific -- an issue
23 or -- because there's a couple issues we have with Mountain
24 Lake, right? And was this focused on the highway or the --

25 FACILITATOR KERN: I think it's the

1 Caltrans --

2 MR. CHESTER: The Caltrans road, right.

3 FACILITATOR KERN: -- issue.

4 MR. CHESTER: And the runoff --

5 FACILITATOR KERN: Well --

6 MR. CHESTER: -- or --

7 FACILITATOR KERN: -- it's my recollection
8 from reading it it didn't really specify that in this
9 particular case management, so I can't really answer that
10 question.

11 MS. CHEEVER: Well, the point of the whole
12 lawsuit -- I can't remember all the issues in the lawsuit,
13 but whatever the issues in the lawsuit, that's the subject
14 of the mediations and the trial.

15 MR. CHESTER: Okay.

16 FACILITATOR KERN: So it's my understanding
17 that there are two lawsuits, one with Zurich and one with
18 Caltrans. So I -- I guess it would cover the whole scope
19 of --

20 MR. CHESTER: Okay.

21 FACILITATOR KERN: -- it.

22 MR. CHESTER: Thanks.

23 FACILITATOR KERN: Other thoughts or
24 questions? I'm going to move ahead slowly.

25 Landfill 8 and 10 construction update. I

1 drove by on the way out. It looks like landfill 10 is
2 heavily scraped and --

3 MS. FANELLI: I have some photos for you.

4 FACILITATOR KERN: Oh, goodie.

5 MS. FANELLI: I actually have a little bit
6 on all of your topics, and actually this is -- I don't have
7 anything on CHP range construction, but I do have a little
8 bit of Mountain Lake, at least our schedule for the RAP.
9 Okay.

10 So these are since the last time we met.
11 These are a few weeks old now, but this is where we on
12 landfill 8 completed the excavation of three feet around
13 the lessingia area.

14 You can see the lessingia area is protected
15 with the orange fencing. That material that is removed
16 from that corner was placed over into the center of the
17 landfill 8 and graded.

18 The parking -- the temporary parking on the
19 end of landfill 8 was completed, and that allowed the
20 current contractors parking at landfill 10 to move off of
21 landfill 10 and release it to us. So that's their parking
22 area, and -- and then our contractor did begin moving sand
23 from graded area 9 to landfill 8 where the excavations had
24 occurred.

25 We moved to landfill 10, so the top photo

1 there, you can see a view of the slope. The netting has
2 been removed and you can see some of the very large tree
3 stumps that were sticking out of it, and the contractor
4 began to clear, grub and cut that slope back.

5 You can see more of an action shot down the
6 lower portion where there's a dozer pushing material down,
7 excavator up and top and beginning to move the material.

8 You can see the size of some of the tree
9 stumps that we pulled out of the slope. They're quite
10 large, so they've been a little bit of a challenge, but I
11 believe we've overcome that at this point, and you can see
12 the concrete.

13 There was a fair amount of concrete that's
14 been pulled up out of the parking lot itself and stockpiled
15 and getting ready for us to crush it, and that crushed
16 material is what we're going to try to use obviously as our
17 ag base underneath the new parking. The tree stumps will
18 be hauled off-site.

19 And then there's just a general picture of
20 the -- of the graded lot. I haven't been out there too
21 much myself personally. I've been out there a little bit.
22 My impression is that things are going pretty well.
23 They're pretty much on schedule, and so far the job's been
24 pretty clean.

25 We haven't had any complaints really from the

1 neighbors or anything, about dust or any of those types of
2 things.

3 I think that might be the last of the
4 pictures. I do have a lot more. I wanted to make it a
5 more robust picture show today, but I was busy. Ryan threw
6 them on there for me.

7 Over the next three weeks, we're going to
8 continue our landfill 10 slope base grading and put that
9 fill material up on the top deck, and Jan said to me today
10 that you were down there in the creek area south looking up
11 and you're beginning to see the change in elevation of the
12 top deck.

13 So I think that that's going to change pretty
14 quickly.

15 They're working on the shear toe beginning
16 next week. The materials have been ordered for that and
17 are being prepared and delivered, and they've already done
18 some of that clearing and grubbing.

19 When they finish that, they're going to begin
20 to place the cover soil on the -- on the slope itself. So
21 that's the next three weeks' worth of work we anticipate
22 happening.

23 If you are interested or at any point in time
24 you want to see the site, it is fairly well controlled.
25 There are five -- four or five different contractors

1 working on there. Give Ryan Seilbach a call and I'm sure
2 he can make arrangements to get you safe access to see
3 what's going on.

4 FACILITATOR KERN: One particularly good
5 place to view it is if you go off of Lake Street and then
6 on 16th, you can just walk to the end of the street. You
7 can see the whole site. That's a pretty -- pretty good
8 view.

9 MS. FANELLI: Okay. So that's what I had on
10 landfill 10 and 8.

11 MS. CHEEVER: I have a question about
12 landfill 10. I, too, have walked around there lately, and
13 speaking of concrete debris which you mentioned from the
14 parking lot, there's also some in and next to landfill 10.

15 At the bottom of the slope, there's some
16 loose pieces of concrete. I'm wondering what will happen
17 to those, and if you look at the slope, you see pieces of
18 concrete embedded in it.

19 Is there any chance that those might be taken
20 out?

21 MS. FANELLI: They'll be taken out as the
22 slope is cut.

23 MS. CHEEVER: I see.

24 MS. FANELLI: But if it's in the slope, as
25 long as it's not interfering with getting our slope

1 compaction and our cover soil, it will likely stay in
2 place.

3 If it needs to be removed, it will be pulled
4 out and then the slope patched.

5 MS. CHEEVER: And then the loose pieces at
6 the bottom --

7 MS. FANELLI: Those will be picked up.

8 MS. CHEEVER: Okay.

9 FACILITATOR KERN: I had a question back on
10 landfill 8 with the bone discovery.

11 MS. FANELLI: Mm-hmm.

12 FACILITATOR KERN: I think I mentioned to
13 you that I was interested in following up, and I sent Eric
14 an e-mail, but he didn't respond at all.

15 MS. FANELLI: Oh.

16 FACILITATOR KERN: So I'm just wondering if
17 you ever found out what happened to the bones.

18 MS. FANELLI: No, but I'll mention to Eric
19 because he did tell me -- I ran into him getting coffee at
20 Dish and he said -- that was right after you sent your
21 e-mail.

22 So I think it's his intent to get back to
23 you. Quite honestly, it might have slipped his mind. So
24 it might not be a bad thing to send him a tickler.

25 FACILITATOR KERN: Okay.

1 MS. FANELLI: But I did not actually get any
2 more details from him myself.

3 MS. CHEEVER: Also, does this schedule mean
4 it will be finished on August 28th?

5 MS. FANELLI: No. We're hoping that the
6 landfill is -- excuse me. Landfill 10, the top deck and
7 slope are substantially completed, meaning that we can
8 reuse it as a parking lot, still on September 30th. That's
9 the contractor's due date.

10 But over the next three to four weeks will be
11 the peak of all the earth moving activity, and then we'll
12 be putting in the erosion control.

13 They'll be taking their asphaltting and doing
14 some of those other items on the top deck.

15 MS. PASSERO: And that's intended to be done
16 before it starts to rain and -- what is the time frame for
17 that?

18 MS. FANELLI: We are always trying to get
19 things done before it rains, yes. That is one of our goals
20 to be out of the site by October 18th is our target date.

21 The September 30th date was a commitment that
22 the Trust had made a while ago as part of our agreement
23 with Forest Cities for the development of the Public Health
24 Services Hospital.

25 So that has been a continued pressure for us

1 to get that site done and buttoned up.

2 Now if we're late on that, what's going to
3 happen with Forest Cities, I actually don't know and I
4 don't think we'll be too late with it, but that is our
5 target.

6 MS. BLUM: Have you discovered anything
7 additional that might have been a surprise either AT
8 landfill 8 or landfill 10 or is it just business as usual?

9 MS. FANELLI: We have not found anything
10 unusual at 10, and besides the bones and a couple of those
11 glass stoppers and a little bottle of white pills like
12 aspirin with a screw top at 8, that was the only thing that
13 was discovered there.

14 The tree stumps, you know, pose a little bit
15 of a problem because they've left a little bit of a crater
16 in there that they're now backfilling and padding, but
17 nothing too surprising.

18 I've actually been sort of surprised at the
19 amount of soil that's been integrated with the debris.
20 It -- there seems to be a fair amount. There are large
21 chunks. There's no doubt about it. A lot of rubble, but
22 there seems to be a fair amount of matrix, as well.

23 FACILITATOR KERN: On the -- the shear key
24 or toe of landfill 10, I know that kind of came late in the
25 whole process.

1 Is that being dug out yet? Is it expected to
2 be as --

3 MS. FANELLI: They should start digging that
4 out on the 17th. It's fully designed.

5 The issue there is there was some sand fill
6 where previous geologic sections that had been done as part
7 of the F/S had shown dune sand, native dune sand, and we
8 got there through investigating the pipe, but the main
9 driver in the sand in terms of stability was this fill.

10 It looked like dune sand, but it was in the
11 in-situ dune sand, and so they had to re-evaluate the
12 strength of that material for its ability to support the
13 cover. The cover comes down and tied into that material.

14 So basically what they're doing is excavating
15 that sand and recompacting it in place so that it supports
16 the cover.

17 At the same time, they're putting a layer of
18 gravel at the base, and the purpose of that is in the -- in
19 the case that there's some uncertainty about hydraulic
20 pressures, either groundwater itself or associated with the
21 pipe, that that provides some relief there for that
22 potential groundwater pressure.

23 So gravel and then recompact sand, cover
24 comes in, and then dune sand still like it's in the design
25 gets loosely piled on top of the toe area.

1 FACILITATOR KERN: And so that that -- if we
2 try to go out to see it like on those dates, that seems
3 pretty firm to you?

4 MS. FANELLI: Yes.

5 FACILITATOR KERN: Okay.

6 MS. FANELLI: That week should be good.
7 This week they're getting the materials delivered, and I
8 know that the aggregate they're placing won't be delivered
9 until the end of this week. So it's highly unlikely that
10 they'll be starting early.

11 FACILITATOR KERN: One other little question
12 just for documentation. Do you have anybody that's taking
13 pictures of this whole --

14 MS. FANELLI: Yes.

15 FACILITATOR KERN: -- time lapse? Not like
16 every hour, but everyday or every few days?

17 MS. FANELLI: Actually, our construction
18 manager has -- Bill Griffin takes pictures everyday from
19 the same locations --

20 FACILITATOR KERN: Okay.

21 MS. FANELLI: -- so we can develop kind of a
22 history of the activity.

23 FACILITATOR KERN: Do you know if -- would
24 that be possible for us to sort of see it at the end? We
25 saw something like that for 6A, I think.

1 MS. FANELLI: Yeah. I'll have to find out
2 how he's going to deliver them. Right now all of the
3 photos that he does, the photos I've just shown you are in
4 his weekly reports, which are posted on the SharePoint
5 page. So they're accessible to you.

6 FACILITATOR KERN: Okay.

7 MS. FANELLI: But they're not set up in that
8 sort of time lapse fashion.

9 FACILITATOR KERN: Okay. Any other
10 questions on 8 or 10?

11 MS. FANELLI: All right. I was going to
12 jump to 207/231, even if you made that D, or I can jump
13 forward and come back.

14 I'm okay with that. Everybody else okay with
15 that?

16 MS. FANELLI: Don't have too much to tell
17 you other than we did indeed issue the data report, and so
18 you should all have copies of that at this point in time,
19 and we are preparing a document that we'll be submitting
20 that is our proposed next steps based on that data.

21 Let me go to the data first. So this is a
22 figure in that document that you've been copied on and it
23 basically shows the results of our soil sampling program
24 and some of the concentrations of petroleum that we've
25 detected.

1 And one thing that we have noted -- and you
2 probably read it in there -- is that where we've had Army
3 borings in the past that appeared to be relatively clean,
4 we found right next to that higher concentrations of
5 petroleum.

6 So we're trying to understand what that
7 dynamic is. Is there a source that has not been fully
8 characterized or has there really been a changed condition
9 or is the Army pulling our leg? What actually has happened
10 here.

11 But from that data, we feel that we have a
12 very good sense of the vertical distribution of
13 contaminants. So this is a cross-section. It's one of
14 them that goes -- I think they're shown on here. D, D
15 prime or C.

16 So we feel like we have a good handle on the
17 vertical extent contamination. This is their cross-
18 section.

19 It's again included in the data report that
20 was sent to you or copied to you, and I believe the
21 contamination is anywhere from about ten to fifteen foot
22 range based on the data that we have and pictured in
23 stands, and the one thing that we don't have as good a
24 characterization on is the lateral extent basically in this
25 area here. We don't really have kind of a clean sample.

1 We do know from observations here that we
2 didn't see anything. We did do this trench here and we
3 didn't see anything or smell anything, but we don't
4 actually have some soil data right in this area.

5 So that said, we're thinking our next steps
6 might include some additional characterization to get at
7 that extent and plan view, if you will.

8 One of the other things that has come up is
9 we've been getting -- coordinating with Caltrans, and one
10 of Caltrans' requirements for Doyle Drive is to stabilize
11 this building here, 228, and the reason we were always
12 considering in-situ treatment in this area is we have this
13 historic wall that is not supported other than by some sort
14 its own dead weight on its foundation, and we have the
15 other building, 228, which if you looked at has very
16 serious structural issues, cracked foundations, the floor
17 is sagging in that area.

18 And we have gotten some preliminary
19 indication from Caltrans. They are planning to stabilize
20 both the historic wall and do a stabilization through
21 drilled piers on 228.

22 If they do that, that gives us a wonderful
23 opportunity to not necessarily do in-situ treatment, but to
24 try to do some excavation in that -- in this area here.

25 I lost my little pointer. There it is.

1 Right in here, which is what we would like to do that,
2 because it's an easier way to get at more of the
3 contamination.

4 So that is exactly what we're doing. We're
5 trying to coordinate with Caltrans to get a sense of what
6 their timing is for that.

7 Caltrans' project is -- I don't want to say
8 out of control, but it is moving at such a pace and there's
9 so many people involved that it is actually quite a
10 challenge for them to get all of their pieces together.

11 So I wish I could tell you what their timing
12 is for this, but I deal with three different people just on
13 sort of some of the peripheral issues associated with Doyle
14 Drive in terms of soil and water issues.

15 So I can't give you the actual date, but they
16 need to do the stabilization before they can do the
17 construction of 237/231 area, which is currently in their
18 contract five work.

19 207 is not, but the main part of 228 is in
20 their contract five, which is a couple years out. We feel
21 we have time to hopefully coordinate with them. So that's
22 going to be our first choice to try to get that material
23 out.

24 That's also based on the data report. If you
25 look at it, we did have some success using persulfate to

1 try to destroy a lot of the petroleum that was in the soil,
2 but we got only a seventy percent after fourteen-day
3 reduction.

4 So what that means is that we would just have
5 to probably do multiple injections or more higher
6 concentrations, which just means cost.

7 It doesn't necessarily mean it wouldn't be
8 effective, and -- but that makes excavation, particularly
9 if they're going to stabilize the building itself, a little
10 bit more attractive and feasible, and whatever we couldn't
11 remove based on the stabilization and the earthwork, we
12 would then be able to treat in-situ.

13 So that's sort of what the current plan in
14 that area looks like.

15 MS. MONAGHAN: Is this area A or area B?

16 MS. FANELLI: It's area B.

17 MS. MONAGHAN: And is the Trust going to
18 have to see that all that work is organized and designed or
19 does Caltrans just get to come in and stabilize as they
20 want?

21 MS. FANELLI: Oh, no. They have to
22 coordinate with the Trust, and Caltrans has actually been
23 very good, from my perspective --

24 MS. MONAGHAN: Okay.

25 MS. FANELLI: -- coordinating with the

1 Trust.

2 I've worked with a couple of their folks on
3 soil issues, and one of their folks on groundwater issues,
4 and they call us.

5 They've participated in a couple of meetings
6 in our building. So I think that they're actually doing
7 their best.

8 So when I say "out of control," it wasn't to
9 imply that they weren't performing at all. It's just that
10 there are a lot of moving parts.

11 There are a bureaucracy like any state
12 agency. Often you're dealing with lots of people to try to
13 control an issue.

14 MS. MONAGHAN: I was just worried about the
15 historic wall part.

16 MS. FANELLI: Right now the plans I've seen,
17 which is not stamped that Caltrans is going to do them,
18 which includes the piles into the wall and driving the
19 piles to support.

20 It's actually a fairly robust -- I was kind
21 of surprised. It's kind of a robust stabilization which
22 they plan to do for 228.

23 MS. BLUM: Did you say that petroleum was up
24 to fifteen feet in the ground?

25 MS. FANELLI: Behind the wall, yes.

1 MS. BLUM: How about the water table?

2 MS. FANELLI: It's in the water table.

3 MS. BLUM: And this is where your treatment
4 is going to clean that up?

5 MS. FANELLI: That's correct. In-situ
6 treatment. You can see the little water mark on this
7 drawing. So the water table is high above the wall. The
8 wall actually has deep holes. That's part of the concern
9 about stability is water building up behind the wall.

10 This was where the tanks were formerly
11 located, and there is contamination back in here and it is
12 basically the Stoddard solvent, the dry cleaning threw I
13 had, but we're below the wall.

14 MS. BLUM: Our cleanup is to ecological
15 standard here; is it not?

16 MS. FANELLI: Right. What we're trying to
17 protect in this area is I believe freshwater --

18 MS. BLUM: Mm-hmm.

19 MS. FANELLI: -- criteria is for the marsh.
20 We're still a distance from the marsh here, but we're not
21 that far, but that is the criteria.

22 MS. BLUM: And the reach, also.

23 MS. FANELLI: I don't have that figure in
24 here. I just have last month, I think.

25 On the -- the reach is -- the stream is like

1 right down in here. Comes through right here, and then it
2 starts to expand out as they've designed it. But I didn't
3 bring that.

4 MS. BLUM: Is Caltrans going to work on that
5 area, also, in terms of trenching it out or digging it out
6 for the reach?

7 MS. FANELLI: I believe part of their
8 agreement with the Trust is to do the base or rough grading
9 for the construction of Quartermaster Reach, and what we're
10 coordinating with them is how to best overlay and
11 effectively do remediation, building their projects and
12 demo their projects, because they have temporary roads in
13 that area. Then they have permanent roads and they have
14 demolition.

15 So there's all different sequencing. So how
16 do we schedule remediation with that, and then their rough
17 grading and to get it to work properly, and that's a
18 conversation we'll be having.

19 More to not impose a burden on any particular
20 group and get this thing done as best we can, as
21 effectively as we can.

22 FACILITATOR KERN: I don't know that I
23 passed this on to everybody. In fact, I may not have.
24 It's a -- it's like 331 pages which I'll send on to
25 everyone just for your enjoyment, but there are a few pages

1 at the beginning of the report that I brought with me, and
2 I'll pass those around.

3 And it does talk about some of these new
4 drill holes that Eileen was talking about where there
5 actually was a sheen in some of those drill holes.

6 So there is some pretty high numbers, so it
7 may be really a good thing to be able to excavate out --

8 MS. FANELLI: We think so.

9 FACILITATOR KERN: -- some of that material.

10 MS. FANELLI: We think so.

11 FACILITATOR KERN: And then you have the
12 opportunity to put some of this -- what's the word I'm
13 looking for?

14 MS. FANELLI: The oxidation.

15 FACILITATOR KERN: Oxidation material back
16 in the hole rather than all the injection stuff. That is
17 supposed to really help the process, too. So that would be
18 a good result.

19 I'll just start this around the room, and
20 then you can look at the 331 page with all the data in it,
21 as well.

22 MS. PASSERO: Could I ask one question? For
23 Caltrans, they're doing some of this work because -- is it
24 due to mitigation or simply because of what -- it's what
25 they need to do?

1 MS. FANELLI: It's mitigation. I'll be
2 honest. I have not read their environmental document. If
3 Terri was here today, I'm sure she could tell you a lot
4 more, because she's worked closely with them on some of the
5 mitigation.

6 MS. PASSERO: Okay. Okay.

7 MS. FANELLI: Are we ready for the next one?

8 Fillsite 1/landfill 2. Upcoming milestones.
9 We're ready to get the draft data report. I do have a few
10 pictures, but it's going to be issued this Friday, and
11 we'll posit to our site, and we'll send copies out. You'll
12 be able to read it.

13 This data report is a summary of all the data
14 that we've been talking about. The results of our
15 sampling, the tabulated data, our risk analysis, how we've
16 sliced and diced and looked at all of the information.

17 We're going to get that out, and then August
18 25th is our next standing project meeting, and we did -- I
19 did cancel the one in July because we really didn't have
20 any new data out.

21 We're not going to cancel August. We will
22 give it as an opportunity to talk about this data report,
23 and if you have comments on 207/231, that will be a good
24 time to talk about those, as well.

25 Now, I won't be there on August 25th, so

1 you're going to be working with Genevieve in my absence. I
2 will be starting my vacation, and I won't be back until the
3 day after Labor Day weekend, September 8th, and I would
4 appreciate you letting me know if you will have your
5 Planning Meeting that night, because I will have to make
6 other arrangements for you.

7 Maybe Ryan will be able to stay and let you
8 guys in on the 25th, that Tuesday.

9 That's where we are and I'll give you some
10 pictures in a minute.

11 September 18th, right on the heels of the
12 data report, will be the draft RAP, and we'll be issuing
13 that, as well, and then our thought is that the meeting in
14 September, the standing project status meeting, will be an
15 opportunity for discussion or any other verbal comments
16 that you want to give to us at that point in time, as well.
17 So that's our immediate schedule.

18 We have done quite a bit of internal
19 coordination per the Tennessee Hollow EA, which I'm sure
20 you're all familiar with, and although it's not a data
21 report, it will likely be in the RAP.

22 We will be presenting the conceptual design
23 of the practice ball field that is discussed in the EA near
24 fillsite 1, and we worked with Natural Resources in terms
25 of the native plant restoration and forestry with the

1 replanting of the trees.

2 We will be moving forward with tree removal,
3 and Genevieve will be heading that up and likely will be
4 doing, in addition to the tree removal, because we've
5 talked about the significant number of trees that will be
6 coming out, a couple of hundred, that we may also be doing
7 road improvements at that time.

8 So we'll be working on some access roads to
9 get the trees out of there to minimize impacts to a lot of
10 the tenants in the park.

11 This is a figure that you'll see in the report.
12 You've seen it before. It is fillsite 1. There will be
13 several cross-sections.

14 I only have one to flash on the screen for
15 you, but you'll see all of them on Friday when we get them
16 out, but this shows you all of our data and sampling
17 points.

18 The dash line again is a debris line. I
19 believe it's the zero debris line, not the ten percent, and
20 you'll see cross-sections that look like this.

21 The green is the debris fill, and that's
22 basically what we're targeting for removal plus some of the
23 underlying pink material which is -- which is sand that
24 does not contain debris, but we consider it fill.

25 It's not in its native location. It does have

1 gravel and some other materials like that in it.

2 FACILITATOR KERN: Could you before you move
3 on say what the scale is on the left? How thick are we
4 looking at?

5 MS. FANELLI: I believe the thickest part of
6 fillsite 1 here is about 35 feet.

7 FACILITATOR KERN: Okay. Thank you.

8 MS. FANELLI: So it will contain all the
9 volume calculations, and I don't actually have volume
10 calculations with me now, but we'll have all of that, plus
11 our characterization of the material.

12 The cleanup for fillsite 1 is being driven by
13 eco numbers, eco special status or eco buffer, and we'll be
14 cleaning it up -- our plan is to clean it up to the eco
15 buffer numbers.

16 So there would not be -- we'll remove the
17 material. We don't anticipate any controls at this spot.

18 Landfill 2, you've seen the same -- the same
19 figure outline before. The same ideas and cross-sections.
20 You'll see in it. This is what this one looks like.

21 We have a much thicker section here. This is
22 where the ash is. Where we feel we have some uncertainty
23 is really right in here on the limit. We kind of talked
24 about it before.

25 I believe this is a question, but I think we

1 do have a fairly good idea. It might be where the section
2 is drawn on the bottom.

3 This material is -- this stuff has got very
4 high metals and it is not very good stuff. This stuff up
5 here is not as highly contaminated. There's a few numbers
6 that are over some of our eco special status cleanup
7 criteria.

8 At this point, we're -- our risk analysis has
9 included all of the debris in their remediation.

10 Questions on fillsite 1/landfill 2 on the
11 schedule there?

12 FACILITATOR KERN: On the -- I'm just -- the
13 first thing that I saw was this cross-section, and I was
14 trying to see is the A, A prime -- I didn't quite locate it
15 on the map. So that's --

16 MS. FANELLI: It's going through the -- sort
17 of the center, and there's a bend in it.

18 FACILITATOR KERN: For some reason, I'm --

19 MS. FANELLI: Here it is, A.

20 MR. BOGGS: The horizontal.

21 MS. FANELLI: A prime.

22 FACILITATOR KERN: So the first thing that
23 struck me is -- being kind of interesting is the -- that
24 whatever the brown material is on the bottom seems to be
25 quite prevalent in the middle well that's not found on the

1 other sides.

2 What is that material that's kind of rising
3 up to meet --

4 MS. FANELLI: That is I believe colma, and
5 the pink on top is the dune. It's not dune in place. It's
6 sand fill. We call it fill.

7 MR. ULLENSVANG: What's the other brown?

8 MS. FANELLI: The other brown, I am not
9 positive if that is a different type of -- all right. Let
10 me clarify. I'm going to get this right. I believe this
11 might be dune sand and this is the colma and this is the
12 fill and this is the waste material.

13 So that's my mistake. This is dune sand in
14 place.

15 FACILITATOR KERN: It's kind of a remarkable
16 cross-section.

17 MS. FANELLI: Yeah. And the other ones will
18 be in the report, too, and we can see how they all relate.
19 We just didn't put them all into this presentation. And
20 the boring rocks will be in there, so you can dig into it.

21 FACILITATOR KERN: I can see where the
22 person that drew it is also having questions, because they
23 have question marks --

24 MS. FANELLI: Right.

25 FACILITATOR KERN: -- at both ends, like

1 what's going on here.

2 MS. FANELLI: It is. In this area, they
3 don't have -- they don't have any control.

4 FACILITATOR KERN: You usually don't have a
5 valley, which is where the pink thing is, going down on the
6 top of a rise, which is the bottom. I mean, just --
7 anyway, I'll look at it.

8 MS. FANELLI: Okay. And then the only
9 information I actually have on Mountain Lake is that URS
10 has been contracted. They are initiating their data
11 review.

12 We've had a kickoff meeting and they are
13 working on a Draft RAP, and that due date is March 2010 at
14 this point.

15 So you'll see that document in early -- late
16 winter, early spring.

17 We have also kicked off landfill E, so you'll
18 be seeing that document probably close to the same time.

19 FACILITATOR KERN: What do you imagine is
20 going to be in the Mountain Lake RAP? Would you have more
21 than one alternative or --

22 MS. FANELLI: I don't think so. I mean, I
23 believe we're relying on the existing data feasibility
24 study.

25 They'll be doing some more robust analysis on

1 the RAP to document what it will take to remediate the
2 sediment. It will focus on the sediment.

3 MS. BLUM: One question for clarification.
4 I believe on fill site -- if you could go back to the last
5 slide.

6 MS. FANELLI: Yeah.

7 MS. BLUM: The last written slide.

8 MS. FANELLI: Oh.

9 MS. BLUM: That one, okay. The last one
10 says -- talking about the Tennessee Hollow environmental
11 assessments, and the planning, conceptual design of the
12 ball field and parking lot.

13 Did you say that was going to be adjacent to
14 fill site 1?

15 MS. FANELLI: Yes.

16 MS. BLUM: That's the Julius Commons area.

17 MS. FANELLI: No. It will be right next to
18 Paul Goode field.

19 MS. BLUM: Okay.

20 MS. FANELLI: It's in the same area that it
21 was shown in the EA, but the designers have actually done
22 more layout and adjusted the lines on how this is supposed
23 to look.

24 MS. BLUM: Okay. There was some flux in
25 which area they would start reaching first for that

1 recreation first. I just wanted to know what was going on.

2 MS. FANELLI: I have to be honest. We're
3 not building the field obviously as part of remediation.
4 So we're going to leave the site in a state for them to do
5 their work, and I'm not sure about their time, if they are
6 they're going to immediately come in after us and build a
7 field or not.

8 I think that they want to do that, but I
9 don't know. I'd have to get with our planning group to get
10 their exact timing.

11 FACILITATOR KERN: There's -- I just have a
12 question about -- going back to 207/231. You said there
13 was going to be a proposed next steps.

14 MS. FANELLI: Right. And that letter will
15 identify these three things that basically we'll be talking
16 about.

17 FACILITATOR KERN: Additional
18 characterization.

19 MS. FANELLI: Right.

20 FACILITATOR KERN: Other questions on these
21 sites?

22 All right. You mentioned landfill E, that
23 there would be a document coming out.

24 MS. FANELLI: Yeah. I have to look at my
25 schedule, but I just wanted to reiterate that we've also

1 contracted with Geosyntec to complete the RAP, and then the
2 associated preliminary design that goes with that for
3 landfill E, and it will include looking at Barnard Avenue.

4 So it may be a little bit further out in time
5 than March because they have to make sure they have all the
6 data for firing range that underlies the site.

7 FACILITATOR KERN: You might just consider
8 the availability of the previous F/S on that. I know there
9 was a special focused feasibility study on landfill E, but
10 it wasn't widely well received, I guess I should say.

11 So that may be a little bit of an issue later
12 on.

13 MS. FANELLI: Okay.

14 FACILITATOR KERN: Okay. Other items around
15 those? I think it's covering it pretty well.

16 Brian, anything from the Park Service?

17 Let's go to item 6, Bob, anything from your
18 agency?

19 MR. BOGGS: No. Already introduced the new
20 person, so --

21 FACILITATOR KERN: Took away your whole
22 topic. How about anything you can talk about? Is your
23 organization settling down or are they still on pins and
24 needles?

25 MR. BOGGS: Things are still moving around.

1 We've pretty -- we've got a 75 percent guarantee of Medi
2 working 25 percent of the time on the Presidio.

3 MS. SUNGA: I don't think that it's settled
4 yet.

5 MR. BOGGS: That's why it's only 75 percent.
6 We still have another hurdle to cross, but at least she's
7 getting started.

8 MS. SUNGA: We're on the same team, the San
9 Francisco Peninsula team. They're working on most of these
10 projects in the San Francisco area.

11 I have Treasure Island and I'm working with a
12 team on Hunters Point, too, but giving up some of my time
13 here, also, because I don't have a lot going on for
14 Treasure Island, but that depends on my work coming back
15 from Treasure Island and how I will be assisting him.

16 FACILITATOR KERN: So Hunters Point is all
17 completely cleaned up?

18 MS. SUNGA: They're dissolving the RAB.

19 FACILITATOR KERN: We heard about that. The
20 RAB was interesting over there, but -- actually two of us
21 were on that RAB for three years.

22 MS. SUNGA: Sorry.

23 FACILITATOR KERN: No. That was sometime
24 ago.

25 MS. SUNGA: I was in a meeting this morning.

1 We had a meeting this morning sitting in for the project
2 manager who's on vacation, Ryan.

3 FACILITATOR KERN: Can you just -- because
4 we're all -- we care about Hunters Point, can you just a
5 minute on just -- are we doing some good work down there?
6 Are we --

7 MS. SUNGA: I'm not that extensively
8 involved.

9 FACILITATOR KERN: Oh.

10 MS. SUNGA: I am just reviewing some
11 documents here and there.

12 I did some of the RAP F/S report, but I'm not
13 really completely involved with it.

14 FACILITATOR KERN: Yeah.

15 MS. SUNGA: Helping Ryan if he needs me.

16 Other than that, I'll probably more be
17 involved in this one, because I may be taking like a RAP
18 site, one RAP site so far.

19 FACILITATOR KERN: Well, it's pretty messy
20 down there.

21 MS. SUNGA: I know. I'm hearing it this
22 morning, it sounds like it.

23 FACILITATOR KERN: Thank you.

24 Agnes, anything from --

25 MS. FARRES: (Nods head negatively).

1 FACILITATOR KERN: I thought I noticed that
2 there was a big message with a huge report that was sent,
3 but it was too big to send by e-mail. I guess on tank
4 closures or something.

5 MS. FANELLI: It didn't have appendix C,
6 which was the historical forts, but they're posted on --
7 they're posted on our SharePoint site, but you can look at
8 those historical reports.

9 I didn't mean to jump in for you, but I know
10 you were talking about on the other reports. It was the
11 closure of the remaining tanks, request for closure.

12 MS. FARRES: I continue to get closures.
13 Trying to keep up.

14 FACILITATOR KERN: Right. All right. Is
15 there any new business?

16 MS. FANELLI: I didn't mention the figure,
17 but I wanted you to know that I did provide an updated
18 figure. It only has on it -- I just printed you a tiny
19 one.

20 I also e-mailed you a PDF of this, so
21 everybody on the RAP, if you have a printer or plotter --
22 but it doesn't show all the closed sites. It just shows
23 the main CERCLA sites remaining.

24 It doesn't actually even show 207/231, and I
25 can update this to add new sites, new information, but

1 there was a request to get sort of an updated map that has
2 some better base drawings, and the main challenge with this
3 was getting this space map in our system because it's in a
4 whole different graphics file that we could then overlay
5 the sites on.

6 And I don't show any of the unknown sites. I
7 heard a lot of side comments and it doesn't show any of
8 those unknown site locations on here at this point.

9 FACILITATOR KERN: So the slag dump site
10 would actually be somewhere along in here, I think, along
11 Baker Beach?

12 MS. FANELLI: I want to defer to Brian to
13 point it out.

14 MR. ULLENSVANG: That's the tan color. It's
15 between that and battery. I think that's Chamberlain.

16 FACILITATOR KERN: So if you put a -- a blob
17 or something in about that area?

18 MR. ULLENSVANG: It's north of the battery.
19 Yes. That's about the area.

20 FACILITATOR KERN: Yeah. Where that line
21 comes out straight would be south of that. That's the slag
22 dump. There's just been -- slag is like melted glass and
23 kind of burned material.

24 MR. ULLENSVANG: Yeah.

25 FACILITATOR KERN: So there's a pile of it

1 down on the back beach area.

2 MS. BLUM: Is that something new?

3 MR. ULLENSVANG: No. It's been there for a
4 long time.

5 MS. BLUM: I'm sure it's not new to the
6 area.

7 MR. ULLENSVANG: We pointed it out to the
8 Trust a number of years ago.

9 FACILITATOR KERN: It's new relatively in
10 that it's been added to the end of the list.

11 MS. BLUM: Okay.

12 FACILITATOR KERN: Yeah. I guess I'll throw
13 it another pitch. I'm always pitching to get Lobos Creek
14 moved higher up in the order of things, so I'll throw that
15 out there.

16 I guess I'm assuming from this that these
17 numbers are kind of an order.

18 MS. FANELLI: Right. And you have to really
19 look at the schedule on the quarterly report. Just because
20 it's 5A-B-C doesn't necessarily mean all these things are
21 coming out in -- or 6A-B-C.

22 Look at the schedule because that actually
23 gives you more detail. I can sort the schedule by RAP
24 submittal date so that it makes it a little easier to see
25 when they're planning on getting things out.

1 FACILITATOR KERN: We have seen in the past
2 that it's kind of colored by anticipated year of
3 construction. That's another way of doing it.

4 MS. FANELLI: We could do it.

5 FACILITATOR KERN: I notice there's not a
6 RAP7 on here.

7 Is that something else?

8 MS. FANELLI: RAP7 right now has mainly
9 unknown sites on it, and that's why I haven't shown those
10 sites. In part because it's not clear which of those sites
11 are actually remediation sites and which ones aren't
12 remediation sites.

13 And so it's -- and a lot of them are very
14 small and they're scattered. So they're not -- they don't
15 lend themselves very well to sort of this kind of a general
16 map right now.

17 FACILITATOR KERN: All right. Thank you for
18 this map. These maps are always helpful.

19 Any comments or questions about the map?

20 MS. BLUM: I'd like to ask an unrelated
21 question. I notice they've started clearing the ice plant
22 around the pet cemetery.

23 MS. FANELLI: Mm-hmm.

24 MS. BLUM: What's going to happen to the
25 cemetery?

1 MS. FANELLI: I actually don't know.

2 MR. ULLENSVANG: I think it's going to be
3 retained.

4 MS. BLUM: All of that equipment is going to
5 be around the cemetery. That's amazing.

6 MS. FANELLI: That's where they began their
7 vegetation clearance, precisely. I do understand -- you
8 got a copy of it. I'm sure you were all connected -- there
9 was a public information flyer, one that came from Caltrans
10 that was distributed about the tree removals, and then one
11 that was distributed to I think park residents from the
12 Trust about tree removals.

13 It just went out the other day, and I know
14 they're probably posted on the Trust website or our Public
15 Affairs office has copies.

16 FACILITATOR KERN: Other new business?

17 We're down to the time of the evening where
18 we should get back to the meeting at the end of the month
19 on the 25th, and it would seem that since we have the --
20 during that day, we'll be having a project meeting, that
21 will be a good idea to review with you that night what
22 happened during the day. That will be my recommendation.

23 Yes.

24 MS. MONAGHAN: The other -- the other thing
25 we were talking about 207/231. A little field visit would

1 be helpful to me to see where these things are. I don't
2 have it clear in my head where they all are.

3 FACILITATOR KERN: Well, that will be pretty
4 easy because it's relatively close to us here, and so we
5 could do that at the start of the meeting.

6 MS. MONAGHAN: Okay.

7 FACILITATOR KERN: It will still be light,
8 and it's also really important for Doyle Drive, too, so you
9 see the whole place.

10 Julie.

11 MS. CHEEVER: I want to give another idea.
12 That would be a field visit to landfill 8 and 10, because
13 it will be close to being finished. It might be
14 interesting to see how they were doing.

15 But what is the interest of visiting 207
16 versus 8 and 10?

17 MS. PASSERO: Could we do both?

18 FACILITATOR KERN: We could be both.

19 MS. CHEEVER: I'm looking at how light it
20 is.

21 FACILITATOR KERN: I'll just throw that out
22 there. Meet at landfill 8 and 10 area at 6:30 and then
23 check it out and then come over here for the meeting.

24 MS. CHEEVER: Then do we get Jan's trip to
25 207, as well?

1 FACILITATOR KERN: Sure.

2 MS. CHEEVER: I'll come over.

3 MS. NEWTON: So we'll plan on meeting at 207
4 still before 7:00?

5 FACILITATOR KERN: Well, I think just in the
6 time it would take to look at the sites and then get in the
7 cars, it's like eight or ten minutes to get over to
8 building 67 or down to 207, park, get out by the site, but
9 there's plenty of parking right on the site so we just park
10 right on it --

11 MS. MONAGHAN: Okay.

12 FACILITATOR KERN: -- and then go to the
13 meeting.

14 MS. FANELLI: I guess I would just request
15 knowing -- since I don't -- I will not be here, so I need
16 to make arrangements or find another location that you
17 could meet that doesn't have to be personed, which can be a
18 little bit of a challenge.

19 It is important if you guys are doing field
20 trips, I'll have to arrange it with one of my staff to be
21 around that building.

22 FACILITATOR KERN: Um --

23 MS. FANELLI: So let me know, e-mail me.

24 Ryan has indicated that he will be there that evening, and
25 he is the PM on both 8 and 10 and 207/231, so he would

1 probably be somebody you could ask questions of, but --

2 FACILITATOR KERN: I'm wondering --

3 MS. FANELLI: I want to be able to give him
4 some time frame so he's not hanging around.

5 FACILITATOR KERN: Sure. It would probably
6 be good for us to be able to ask him questions about what's
7 going on, if he could meet us at 6:30.

8 MS. FANELLI: I can ask him, or he can meet
9 you at the building and take you down to 207/231, too.

10 MS. NEWTON: Would he prefer that we do it
11 earlier? Would that be better for him?

12 MS. FANELLI: I'll find out.

13 MS. PASSERO: Or we can meet afterwards
14 off-site.

15 MS. FANELLI: So I'll ask if we can do it at
16 6:30, which might actually work better for him at landfill
17 10 and maybe you can caravan over to 207/231.

18 FACILITATOR KERN: Does that work?
19 Seeing -- okay.

20 MS.. BLUM: I have some suggestion. Maybe we
21 could bring somebody from Natural Resources so that they
22 can show us how the Quartermaster Reach is going to tie
23 into 207/231 and what's going to happen down there and get
24 the big picture. Maybe Brian could do that.

25 MR. ULLENSVANG: I'm not that familiar.

1 MS. BLUM: That's the wrong side of the
2 street.

3 FACILITATOR KERN: Well, I will talk to
4 Terri and see if she or somebody is available and I'll let
5 you know.

6 MS. FANELLI: Thank you.

7 FACILITATOR KERN: Okay. Other action
8 items? We're going to be getting out a report on fillsite
9 1/landfill 2 this Friday, so we'll distribute it out to
10 people.

11 I will send out the 207/231 report the
12 everybody so you can look at that. That should cover most
13 of the action items, I think.

14 Talk to Natural Resources. I'll do that.

15 All right. Agenda items. We know what we're
16 going to be doing at our next meeting already. We're going
17 to be reviewing the day's standing project meeting, which
18 will include 207/231 and fillsite 1/ landfill 2, and then
19 we'll be looking at 8 and 10, 207/231. So I think we got
20 the agenda.

21 MR. YOUNGKIN: And the report?

22 MS. FANELLI: That's correct. I'll give you
23 the financial update on that. That's the day I get back to
24 work after a week and a half off, so I'm not going to
25 promise a hundred percent correction -- correct

1 information, but -- I think we'll be getting the quarterly
2 report out next week without too much problem, so you'll
3 have plenty of time to review it and then you can ask me
4 questions on the 8th.

5 FACILITATOR KERN: Is there anything else
6 tonight for the good of the order?

7 MS. SUNGA: For the August 25 project
8 meeting for landfill 1, 1 or 2 and the fill site 2, would
9 that be --

10 MS. FANELLI: During the day. The project
11 status meeting is at building 67 from usually 1:30.

12 MS. SUNGA: Okay. So RAB members. Who
13 attends that meeting?

14 MS. FANELLI: That's usually open to the
15 stakeholders. So usually Park Service attends and the RAB
16 attends. Agnes if there's anything on petroleum usually
17 based on the agenda and DTSC.

18 MS. SUNGA: We don't have the time yet on
19 that one?

20 MS. FANELLI: 1:30 is when they start. What
21 I will do is I will send you a copy of those standing
22 meeting notices.

23 MS. SUNGA: Okay.

24 FACILITATOR KERN: Very good. Anything
25 else?

1 Without objection, meeting adjourned. Thanks
2 to everyone for coming out.

3 MS. FANELLI: I do appreciate still stacking
4 the boxes up by the front door while I wait for my ride.

5 (The meeting adjourned at 8:14 PM).

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

3
4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full,
7 true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the foregoing
10 meeting and caption named, or in any way interested in
11 the outcome of the cause named in said action.

12
13 IN WITNESS WHEREOF, I have
14 hereunto set my hand this

15 14th day of August,
16 2009.

17 
18 Mark I. Brickman CSR No. 5527
19
20
21
22
23
24
25

PRESIDIO RESTORATION ADVISORY BOARD MEETING

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, SEPTEMBER 8, 2009

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR

License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator

Mark Youngkin

Eileen Fanelli

Brian Ullensvang

Bob Boggs

Peter O'Hara

Sara Segal

Gloria Gee

Julie Cheever

Jan Monaghan

John Budroe

Edward Callanan

John Chester

Barbara Newton

Toni Kramer

---o0o---

BE IT REMEMBERED that, pursuant to Notice of the Meeting, and on September 8, 2009, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there commenced a RAB meeting under the provisions of the Presidio Trust.

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AGENDA

2		Page
3	1) Welcome and Introductions - Doug Kern	4
4	2) Agenda Discussion and Approval	4
5	3) Announcements and Old Business	5
6	4) Committee Business & Reports	
7	A. Planning Committee Report - Mark Youngkin	6
8	5) Reports & Discussions - Eileen Fanelli	
9	A. Quarterly Report	7
10	B. LF 10 Construction Update	8
11	C. Bldg 207/231 Update	42
12	6) Regulatory Agency Status Updates/Inputs	
13	A. Robert Boggs, California DTSC -	45
14	B. Agnes Farres, California RWQCB - (Not present)	
15	7) New Business	48
16	8) Review of Action Items	48
17	9) Agenda Items for Upcoming Meetings	48
18	10) Adjournment	52

1 FACILITATOR KERN: Welcome, everyone, to
2 the September 2009 Presidio Restoration Advisory Board
3 meeting. I'd like to welcome the Presidio Trust, the
4 National Park Service, our regulatory community, DTSC --
5 I don't see the Water Board here tonight yet -- and
6 members of the -- the community members of the
7 Restoration Advisory Board and members of the public,
8 welcome to our meeting.

9 We have a couple of new faces from the
10 public, and so it might be useful for their knowledge to
11 do a quick go-around the room and say who we are and what
12 this meeting is about.

13 Again, I'm Doug Kern. I'm a community
14 member. These meetings have been going some fifteen
15 years. They have to do with the cleanup of the Presidio,
16 various sites from Army operations.

17 MR. O'HARA: I'm Peter O'Hara, I'm a
18 community member.

19 MS. FANELLI: I'm Eileen Fanelli. I work
20 for the Presidio Trust Remediation Department.

21 MR. BOGGS: I'm Bob Boggs. I work for the
22 State Department of Toxic Substances Control. I oversee
23 the cleanup.

24 MS. MONAGHAN: I'm Jan Monaghan, a
25 community member.

1 MR. FREY: Mark Frey, a geologist with the
2 Trust.

3 MS. NEWTON: Barbara Newton, community
4 member.

5 MS. GEE: I'm Gloria Gee, community
6 member.

7 MR. BUDROE: I'm John Budroe, community
8 member.

9 MR. MILLER: Mark Miller, community
10 member. We're also here as tenants in The Field, the
11 school I'm attending, enrolled here.

12 MR. SCHMEYER: David Schmeyer, community
13 member, also a board member.

14 MR. ULLENSVANG: Brian Ullensvang. I work
15 for the Park Service and manage the Park Service.

16 MR. YOUNGKIN: Mark Youngkin, community
17 co-chair and community member.

18 FACILITATOR KERN: Very good. Thanks.
19 Welcome to you guys.

20 I hope everyone got an agenda when they
21 came in.

22 Are there any changes or additions to
23 tonight's agenda?

24 Any announcements, new business?

25 Then we could move on to our committee

1 report.

2 MR. YOUNGKIN: Well, our committee had a
3 field trip last month instead of a meeting. We have a
4 regular monthly meeting on the fourth Tuesday of every
5 month, but this last month, we decided to tour landfill
6 10, landfill 8 and building 207/231 area.

7 I came in at the very end of that. We had
8 a nice evening, good tour.

9 FACILITATOR KERN: We did walk around the
10 top of landfill 10. There was quite a bit of earth
11 movement going on there.

12 We're noticing that the slope seems to be
13 cut back now to a certain angle, and at that time two
14 weeks ago, they were preparing to begin putting more
15 material on the top of that surface, kind of stretch out
16 the parking lot and level it.

17 I did walk by the site today and it looks
18 like still more of the same kinds of activities, but
19 perhaps we'll hear an update on that tonight.

20 We also visited the 207/231 site with Brian
21 Seilbach from the Trust, and that -- we kind of stood
22 around and waved our hands about where the various Doyle
23 Drive pieces were going to go through the site, where
24 the -- the historic wall of the contamination behind that
25 wall, where that was located, where the gasoline/diesel

1 plume was located and where the Tennessee Hollow riparian
2 corridor was passed through the site.

3 So we took about 45 minutes at that site,
4 as well.

5 And that -- then we disbursed. Actually it
6 was just getting dark and we ended the meeting, so that
7 was our committee meeting.

8 MR. YOUNGKIN: And the meeting at the
9 Social Club.

10 FACILITATOR KERN: Oh, there was the
11 Social Club, yes.

12 MR. YOUNGKIN: First time there. Pretty
13 nice place.

14 FACILITATOR KERN: Yeah. All right.
15 Moving on to tonight's reports, discussions, and we have
16 Eileen with the --

17 MS. FANELLI: With the quarterly report,
18 and I do have some pictures of the landfill 10
19 construction. No new pictures of 207/231, but we can
20 talk about it. Not a lot of change since your project
21 planning meeting.

22 Okay. I will go over the quarterly report.
23 I e-mailed it to everybody. If you have any specific
24 questions, I'd be more than happy to answer them.

25 I'll briefly go over some milestones, we'll

1 look at the financial elements and talk a little bit
2 about the schedule, schedule performance. And then I'll
3 get into some details about our program, CERCLA which
4 will obviously include the performance of landfill 10,
5 our petroleum program and lead-based paints, and
6 hopefully talk about our next quarter.

7 Milestones in the quarterly report. Under
8 CERCLA -- it's a little dated, because it's the quarter
9 ending June 30th, 2009, but just to reflect accurately
10 what was in the quarterly report, I tried not to put too
11 many things in, even though they happened into that to
12 keep it time relevant.

13 DTSC approved the Remedial Action Workplan
14 for landfill 8 and 9. Subsequently they approved it for
15 10.

16 The contractor HSR was selected and
17 construction began on what we call the PHS sites,
18 landfill 10, 8 and graded area 9.

19 At the same time, we completed supplemental
20 investigations at fillsite 1 and landfill 2. Those are
21 the sites at Tennessee Hollow. We refer to them as
22 RAP5A, and we submitted a certification request for RAP
23 site 4 following monitoring, and that was from earlier
24 RAP1.

25 Under the petroleum program, we actually

1 received closure for all tanks included in priority group
2 number 4, so a milestone there, and we submitted -- that
3 means that we've actually closed all tanks in 2, 3 and 4
4 at that point, and we submitted closure requests for
5 select tanks in 6 and I think we might have completed
6 submittals for all of tank priority group 6 at this
7 point. There may be one small set of tanks still
8 outstanding.

9 And in lead-based point in soil, we had
10 received some comments on some of our earlier submittals.
11 We had several meetings with DTSC and discussions, and
12 it's not a major milestone, but we did agree on format
13 content for our closure request, and now are revising
14 some previous submittals and working towards some new
15 submittals that conform to that format.

16 This is the high-level picture of our
17 budget. I've been speaking to you with a picture in here
18 that we do have revised project budgets for virtually all
19 of our projects included. So over a hundred individual
20 projects, the numbers have shifted.

21 In aggregate, I believe our old estimate
22 was at one fifty-five two. Our estimate at completion?
23 Aggregate is now about 157.3 million dollars.

24 Our original Army advance was 99 million,
25 so that means that we are looking at approximately 58

1 million in additional costs above what was provided in
2 the agreement with the Army.

3 That additional cost is offset by interest
4 received to date, about 19.2 million. Claims received,
5 some of the work that has been done is on unknown sites
6 where we have provisions to make claims against the Army
7 and against our insurance, Zurich.

8 We have received 5.4 million from that, and
9 then the Trust has also funded labor, so out of Trust
10 operating dollars, not Army dollars, an additional 3.2
11 million.

12 So that means that we're looking at thirty
13 million in essence over the cash in hand to date, and we
14 still anticipate that that overage would be covered under
15 our -- our RSL and real insurance policies with Zurich.
16 So I can give you a bit more detail on those numbers.

17 This breaks it out into the different
18 programs, and you can see it's still the same number.
19 They're not rounded anymore to the nearest hundred
20 thousand.

21 So our estimate budget, our current new
22 budget, which is going to be reflected in our financial
23 system, is the 157.2 million dollars, and you can compare
24 that to the original budget, which included a certain
25 amount of interest.

1 Accrued to date, we've spent 91 million
2 dollars, and you can see through the programs, the
3 majority of that has been in CERCLA.

4 And we are estimating that we have about 65
5 million more left to spend.

6 Okay. In the last quarter, the projects
7 with the greatest activities or the greatest costs -- and
8 you remember that these are actual costs in, so these
9 are -- this is cash basis, not accrued, and they reflect
10 the projects we've been working on.

11 Building 633, firing range, that was one of
12 the last construction sites on RAP3, so that invoice --
13 final invoice has finally come in. That's why it shows
14 there.

15 Landfill 8/10, no surprise. Those are the
16 ones we're working on now.

17 Landfill 2, not necessarily a surprise,
18 either, because we're kicking off and doing our
19 investigations there.

20 Groundwater monitoring was one of our
21 larger costs, and we had the quarterly invoice for DTSC
22 that came through. So those are the projects with the
23 greatest activity for the quarter.

24 That's what I have on numbers, and so I
25 want to pause and see if there are any specific questions

1 on numbers. I did not -- and my own excuse is this is my
2 first day back from vacation.

3 If you looked at the detail, you saw
4 individual new project budget numbers, and so if there
5 are any questions on that, I'd be more than happy to
6 discuss them, but basically to give you an overview,
7 projects changed anywhere from several millions of
8 dollars down to a few tens of dollars in both directions,
9 and what we had started about a year ago was a
10 comprehensive review of each of our project budgets.

11 And we did that with third party engineers
12 helping us to review those estimates and came up with
13 revised estimates.

14 The thought is at that point that these
15 budgets are solid and they should not be significantly
16 changing from year to year, unless one of our assumptions
17 or an unknown condition occurs.

18 Some of the projects that went up -- for
19 example, fillsite 1 and landfill 2 -- went up by several
20 millions of dollars, and that was because we made more I
21 think conservative assumptions about the classification
22 of the wastes that we're going to be excavating, that
23 more of it will be Cal hazardous waste, and that caused
24 an increase.

25 Earlier estimates were a little more

1 generous than class 2, daily cover, and that hasn't been
2 our experience as you're all aware of when they do
3 excavations. So that led to increased costs.

4 Other projects like landfill 10 and 8 came
5 down. They came down because we actually had engineer's
6 estimates and/or actual bids from the contractors that
7 allowed us to tweak our numbers and bring those overall
8 budget sometimes down.

9 Many of the projects were simply cleanup;
10 i.e. the work's basically been done. There's a hundred
11 thousand in budgets sitting out there and we just matched
12 budget to actual in anticipation of closing out the
13 project.

14 So those are the three main reasons that
15 I'm see changes.

16 Overall, our estimate on known waste sites,
17 the enumerated sites, came down about three or four
18 million dollars.

19 The cost of unknown waste sites went up
20 about five, six million dollars, and that accounts for
21 the two or three million dollar difference in the overall
22 budget.

23 The known waste sites we know more about,
24 so we figure we can do a better estimate, and that's why
25 those numbers came down.

1 Unknown sites, we are obviously making a
2 lot more assumptions about, A, because we know much less
3 about them, but there's also the greater uncertainty in
4 those numbers, although we're conservative by the
5 increase. Depending on when we actually get into
6 those sites and do investigations, they could be much
7 lower. Unfortunately, they could be higher if some of
8 our assumptions don't go through, but we tried to be
9 conservative with those estimates.

10 MR. BUDROE: Can you back up two slides?
11 Okay. Accrued to date.

12 MS. FANELLI: Mm-hmm.

13 MR. BUDROE: Does that mean actually
14 spent, encumbered or this is how much we think we're
15 going to spend?

16 MS. FANELLI: It means actually spent cash
17 out the door and reasonably anticipated.

18 So if I have a contract, for example, then
19 it's not truly encumbered. If I've already let a
20 contract for a million dollars and we've already spent
21 \$200,000, the 200,000 shows up in here, but it will have
22 monthly accruals in it.

23 So if there are things that we anticipate
24 like salaries and those types of things that we can
25 predict on a monthly basis.

1 MR. BUDROE: Okay. Is that --

2 MS. FANELLI: So it's pretty much closest
3 to cash basically is what it is.

4 MR. BUDROE: All right. So you're almost
5 up to the one hundred million dollar point.

6 MS. FANELLI: That's correct.

7 MR. BUDROE: Is most of that -- what
8 percentage of that just ballpark would you guess is going
9 to be allowable by Zurich?

10 MS. FANELLI: 66 million is allowable by
11 Zurich at this point in time. So there is a gap. That
12 gap is made up from primarily the cost of the insurance
13 policies originally, which combined seven, eight million
14 dollars for the two, and the cost of Trust labor, which
15 at this point is not an allowable cost, and we're working
16 with Zurich on that.

17 I'm working with Zurich on that to see if
18 we can't get some of those costs to be allowable, because
19 I firmly believe that they should be. Not all of our
20 labor costs, but a lot of them should be. Because
21 they're reasonable and necessary to do the work.

22 Our project manager's time, for example,
23 administering contracts, that has to be done. It could
24 be done with a Trust laborer or it could be done with an
25 outside person.

1 So the argument to Zurich is it's
2 reasonable and necessary. You'd pay if it was an outside
3 consultant. If I just hire a contract employee, it's in
4 your benefit to cover it, and it's just cheaper if you
5 use Trust labor.

6 MR. BUDROE: Say Zurich plays hard ball.
7 Sorry. Nice argument, but we're not going for it.
8 You're 34 million under the trigger point.

9 MS. FANELLI: That's right.

10 MR. BUDROE: Is there enough money in hand
11 to get to that point?

12 MS. FANELLI: Yes, there is. According to
13 my current calculations. Not a lot. It's pretty -- it's
14 a pretty tight band.

15 So we're focusing our efforts to spend our
16 money on what is an allowable cost and not a non-
17 allowable costs.

18 So, for example, unknown sites we are
19 deferring because they're not allowable costs. Any work
20 on unknown sites is not allowable.

21 Under the RSL policy, there's the several
22 insured retention of a hundred million dollars. Those
23 are paid of the real policy.

24 That's one reason why we're deferring work
25 on unknown sites until later to make sure that we can get

1 to that hundred million dollars.

2 FACILITATOR KERN: On the sites where
3 there was a big change by the third party estimates, did
4 they give you backup detailing their changes?

5 MS. FANELLI: Yes, they did. All of our
6 numbers are audited every year, as you are aware by -- I
7 always get the two middle letters mixed up. KPMG.

8 So we were audited last year on the project
9 that had changed, and last year we had a few. They were
10 main or the Baker Beach sites. But we passed with flying
11 colors.

12 This year we changed virtually every
13 number. So we accept a fair amount of scrutiny from the
14 auditors, but we do have a process in place for how
15 changes are made starting up the project, project manager
16 up through my level, up through the CFO.

17 That process has been followed and the
18 documentation for the numbers is there, and so I
19 anticipate being audited at the close of fourth quarter,
20 which is September 30th.

21 So in the October time frame, I imagine our
22 books will be gone through.

23 But to answer your question, there is a
24 fair amount of detail on the project.

25 FACILITATOR KERN: Is that -- if we came

1 across a site in the materials you sent us that we wanted
2 to talk about further, could we ask you to --

3 MS. FANELLI: You sure could.

4 FACILITATOR KERN: -- look at it?

5 Thank you.

6 MS. FANELLI: It's a big program. There
7 are some challenges. I don't want to minimize getting to
8 the hundred million. It's what I think about on a daily
9 basis, to be honest with you, John, how do we get there.

10 It's in all of our interests to reserve all
11 of our rights to keep -- get to that retention so that we
12 can enjoy what we paid for with the policy.

13 Okay. More status, RAP3. We submitted the
14 Draft Construction Completion Report, and that included
15 certification requests for a majority of those sites, the
16 ones that don't have groundwater monitoring.

17 On RAP4, we are still ongoing with our
18 construction. We are still hoping for substantial
19 completion by October, although we are a couple weeks
20 behind schedule, and I will share that schedule with you
21 shortly, and we are hoping still to do CHP range
22 construction in the spring, but it probably will be -- I
23 should have changed that to summer.

24 We're working with the Park Service on
25 getting those design documents completed.

1 On 5a, the Draft Data Report was issued,
2 and there was a meeting about it a couple weeks ago to
3 talk. We are still working on getting the Draft RAP out
4 in September.

5 Mountain Lake, the -- we do have a contract
6 ongoing with URS and they are still on target to have a
7 Draft RAP based on all of the data collected to date for
8 the excavation of the sediment in March 2010 time frame.

9 And we are -- we have on board a contract
10 now with -- signed an approved with Geosyntech to do the
11 Draft RAP on landfill E, and that contract got actually
12 approved while I was on vacation.

13 So they're just getting kicked off. So
14 we'll be getting more information about that shortly.

15 Pictures. This is landfill 8. What this
16 shows a picture of is the concrete question. So it turns
17 out there's a lot of -- not a surprise to any of us --
18 concrete rubble that has come up, plus the curbs that
19 have come up in the parking lot.

20 This is the contractor's crushing
21 operation, and he's crushing it to spec for use on the
22 surface of landfill 10.

23 The specs as you remember require that that
24 activity take place on landfill 8. Basically for noise
25 and to try not to be a nuisance to the neighbors.

1 So they transport that material from 10 to
2 8, crush it, but it's eventually going to be coming back
3 for placement.

4 It's a big pile, but all of it at this
5 point -- I was just asking Ryan today. All of it will
6 still get used to bring the top deck up to final design
7 grade.

8 You can see the cars behind. That's the
9 temporary parking area. Let's see if I can make this --
10 there it is. Back here. The temporary parking area is
11 being used.

12 In addition, they've started to use some of
13 the area around the buildings. So that's been working
14 out all right.

15 The other half of the landfill is basically
16 covered with sand, and this last half will go after we
17 complete landfill 10, and those cars can be relocated
18 back.

19 This is the screening operation. This is
20 actually beyond landfill 10. One of the reasons we're a
21 little bit behind schedule is that their screen is a
22 little rickety and has had a few problems.

23 What you can see here if you read our
24 specifications, we have general fill and engineered fill,
25 and it has size limitation on the size of the rock,

1 chunks that can be placed so they get proper compaction.

2 So they do two inch or four inch, and the
3 rock pile that you can -- you see here ultimately goes
4 down to the crusher so that it can be placed.

5 So they're doing that -- they're doing that
6 work, and it's taking a little bit longer.

7 I pushed them and we're looking for ways to
8 accelerate it because we know that it's not a pretty
9 operation and we'd like to be done sooner rather than
10 later.

11 This is a view of the slope of landfill 10.
12 It is fairly close to grade, but there's still some more
13 cutting.

14 If you notice the road at the bottom,
15 that's been their access, and so there are -- you can
16 sort of see them on here -- stakes, and the stakes have
17 flags and markings on them, and that marks the final
18 grade, and what's going to happen is they're going to --
19 in the near future -- next week, I hope -- be working
20 their way out and taking this road out, and then the
21 stakes that are in here -- like there's a couple of them
22 -- have marks.

23 The slope will continue down to the design
24 base, and that road will actually disappear when they're
25 done. And so you'll see a smooth slope.

1 Then they'll put their fabric on it for
2 erosion control and they'll bring some sand -- the sand
3 in and toe that will be part of the dune habitat.

4 This is the tail end of the key trench, and
5 I can show you some photos of that, as well.

6 This is the excavator working on the key
7 trench. It's going all right, although it's a little bit
8 behind schedule. There was a little hiccup on some bad
9 elevation data from the contractor that caused about a
10 day, day and a half of reworking to take out some gravel
11 that they had placed and dig it a little bit deep deeper,
12 but we're hoping that this work will be done in the next
13 couple of days.

14 Over the holidays, the Bay Bridge was
15 closed, as you all know, so we weren't receiving trucks
16 with the granular fill. We'll be hopefully closing that
17 up.

18 You can see a lot of the material
19 stockpiled on the top deck. It gives you an idea of when
20 we get
21 that -- I can't tell you what the final grade is, but
22 it's still going to come up a fair amount up there.

23 So it will give you an idea of -- from this
24 perspective what you'll see of the building.

25 And then of course it will be vegetated and

1 planted.

2 This is a closer picture of the key trench.
3 What you see in front of you there is a very robust
4 portion of the concrete pipe. This is the Mountain Lake
5 overflow pipeline and the manhole.

6 The manhole will actually be increased.
7 The elevation will come up two feet from its current
8 elevation when we get to final grade.

9 There was one mishap, and in the
10 foreground, you can see the pipe is busted. That's where
11 that root ball was that we had cleaned out earlier, and
12 we're discussing with the contractor who broke the pipe,
13 but it is being replaced with HTPE, and it's a very short
14 segment, about twenty feet, but the rest of the pipe is
15 fairly robust looking at it from the outside, and plus we
16 have the inside video. So that repair will be made.

17 You can see some of those stakes there with
18 the markings that actually will show the final grade that
19 the contractor uses to put soil on there.

20 MR. CHESTER: I have one question.

21 MS. FANELLI: Mm-hmm.

22 MR. CHESTER: In looking at the photos,
23 that one slope, it's a large volume of soil, and if you
24 remember, can you remind me how much for that landfill
25 10, how many cubic yards?

1 MS. FANELLI: Were cut?

2 MR. CHESTER: Well, just comprises the
3 whole landfill.

4 MS. FANELLI: Oh.

5 MR. CHESTER: That whole hospital's
6 sitting on artificial fill and they kind of built it out.

7 FACILITATOR KERN: Not the whole hospital.

8 MS. FANELLI: Not the whole hospital.
9 There's a -- but a big chunk of it. Not the new hospital
10 itself. It's actually on a little bit of sand fill,
11 earth fill and some engineered foundation material.

12 The debris rubble fill really goes a little
13 bit past Wedemeyer on to the property, and then makes up
14 the slope in the parking lot area.

15 MR. CHESTER: Kind of goes back in a
16 wedge.

17 MR. BOGGS: It kind of curves around there
18 in back. So it's probably -- the closest. It's probably
19 fifty feet away from the hospital. There really is --
20 probably on the other side of Wedemeyer, it goes maybe
21 ten to twenty feet.

22 MR. CHESTER: So is there a ballpark of
23 the cubic yards?

24 MS. FANELLI: There is. It's actually
25 stated in the F/S and in the RAP. I cannot for the life

1 of me remember.

2 MR. BOGGS: It's a very large amount.

3 It's a couple acre site.

4 MS. FANELLI: We were cutting
5 approximately eight, 10,000 yards and replacing a few --
6 you remember we had that discussion of you can't cut it
7 everywhere. You have to build out some.

8 So there was cut, some engineered fill to
9 get to the design grade, and then on the top, we're
10 actually bringing in more fill.

11 So the excess from the slope went on top,
12 and then we're bringing in some additional fill to get it
13 to the design.

14 MR. CHESTER: Yeah. When you see it with
15 an uncovered bare slope, it's a big bald face.

16 MS. NEWTON: Bare slope.

17 MS. FANELLI: Okay. This is just a close-
18 up so you can see how the key trench is being designed.
19 It consists of a design gravel and that material in
20 between is a tensor fabric. So that gives it more
21 stability in a seismic event.

22 This is very robust in my -- in my
23 experience in building things. So this is going to give
24 that slope, the cover a lot of strength. Very robust.

25 FACILITATOR KERN: And when does the

1 actual cover soil get integrated into this?

2 MS. FANELLI: As soon as they get that
3 road taken out. They're going to bring in the cover
4 soil, and I'm really hoping that that's happening next
5 week.

6 But they're ready to roll on the cover
7 soil.

8 FACILITATOR KERN: Do you guys have any
9 questions?

10 MR. MILLER: No. Just listening. This
11 is -- our role is slightly different here. So we're
12 happy to know about the project.

13 MR. SCHMEYER: He lives right near it.

14 MR. MILLER: I see it everyday.

15 But you could explain what the key trench
16 is?

17 MS. FANELLI: The key trench is -- that's
18 a good question. So if you remember when we did the --
19 we did the design, it's based on the materials at the toe
20 of the landfill, and there was an assumption that we all
21 believed based on the data we had that all of the sand at
22 the toe -- the landfill rubble was sitting on native
23 sand, dune sands.

24 Well, it turns out in this corner area, it
25 wasn't sitting on native sands. It was sitting on sands,

1 but they were fill sands, and they weren't compacted or
2 didn't have the same strength properties as the native
3 sands.

4 So to make sure that -- I'm not a geo-
5 technical engineer, but the engineers look at the
6 stability of the cover based on what's given it support,
7 the sand at the toe, and they do a calculation and they
8 look for displacement under certain seismic events.

9 Well, they found that with that sand, which
10 they called at that point an uncertified sand, wouldn't
11 give them as much support as they wanted or needed
12 under -- under the regulations that we're holding
13 ourselves to.

14 So to fix that, they needed to excavate and
15 basically recompact that material, and that's what this
16 is.

17 It's not actually -- it's a little bit
18 more robust than just compacting. We excavated it and we
19 brought in new material, and all of this has different
20 purposes. One is for strength. That's the primary.
21 Second is for hydraulic relief.

22 There's some concern that because there are
23 natural springs in this area, we didn't want to create
24 something where we would get hydraulic pressure
25 underneath compacted earth.

1 So the gravel and the fabric really serve
2 to dissipate any potential for hydraulic pressures for
3 the subsurface.

4 MR. MILLER: How deep is that? It looks
5 like --

6 MS. FANELLI: It's about five feet. It's
7 about five feet tall. So there's about three feet of
8 this gravel and fabric and then there'll be about two
9 feet of recompact sand that will be put back -- native
10 sand that's piled there now.

11 You see it. Pushed back on top. Once this
12 gravel is in place.

13 And then after that, there will actually be
14 dune sands placed on for habitat purposes.

15 MR. MILLER: When they do the engineer --
16 if this isn't in the agenda, please excuse us. When they
17 did the agenda, is it for both sides of the trench or for
18 the slope that's been cut?

19 MS. FANELLI: It's primarily for the slope
20 that's been cut.

21 However, this will support both sides and
22 give it more strength, but they didn't run calculations
23 for the other side. In part, because we weren't changing
24 it.

25 From a geotechnical standpoint, the

1 geometry from the stability standpoint.

2 MR. MILLER: Will it go back to the way it
3 was?

4 MS. FANELLI: It goes back basically to
5 the same height. Actually, in this case, it goes back a
6 little higher.

7 MR. MILLER: Can go back to that photo?

8 MS. FANELLI: It's going to go back
9 higher. Because ultimately this is going to come up two
10 feet, and so there'll be sand from here and then refilled
11 back into here.

12 MS. NEWTON: The manhole's coming up two
13 feet?

14 MS. FANELLI: Yes. We're going to put an
15 extension up two feet.

16 MR. MILLER: So they get filled up to that
17 plus that?

18 MS. FANELLI: Plus higher. It will be
19 filled up higher. There is a set of design drawings and
20 I'd be more than happy to share those with you that show
21 the final design contours.

22 Yeah. It comes up because -- for a variety
23 of reasons, but the design grade has it higher, so we
24 don't want to bury it.

25 So we're going to bring it up and then

1 we're going to add a bolted down manhole cover. This one
2 doesn't currently bolt, so it will be a more secure
3 manhole when we're done.

4 Okay. This is the construction schedule.
5 We're hoping to finish that key trench this week, and
6 we're hoping to finish screening the materials on the top
7 deck.

8 Next week, we're hoping to place the cover
9 soil on the slope, and then import additional material to
10 the top deck. So that would be any of the additional
11 sands that we're bringing in on Mason Street and the
12 aggregate base.

13 The following week, we're going to continue
14 to place cover soil. It will probably take more than a
15 week to do that, get the sand at the toe, and hopefully
16 get to base grades at the end of the month.

17 We were hoping to be complete -- be
18 substantially complete with the parking lot by the end of
19 September, and that's what the contract -- what the
20 contractor currently says.

21 There have been some delays that are not to
22 his account, so they probably will extend about two
23 weeks.

24 So what we're looking at is October 25th,
25 the end of the month, which is about a two-week delay,

1 and that would be when the asphalt is down and we can
2 turn the parking lot back over and let folks park on it
3 while we finish up 8 and graded area 9.

4 One thing to point out just so you're aware
5 as part of the top deck work, a portion of Wedemeyer
6 that -- if you know when you drive down it, you get into
7 that sag area. As you kind of come around and then you
8 go out 15th, we're raising that.

9 So there'll probably be a week period of
10 time where there'll be a detour on to the new top deck
11 surface on to 15th while that part of the road is being
12 built up, and then -- and what's controlling that
13 schedule to a certain extent is curbs and gutters, which
14 apparently -- I'm not an expert on curbs and gutters, but
15 it takes sometime for that cement to cure properly once
16 they pour it before they put the asphalt down next to it.

17 We're working with the contractor and all
18 the other construction folks in the district to figure
19 that out, but just so you know, there will be some type
20 of a detour.

21 Hopefully that won't impact our schedule
22 too much to get that done.

23 But we're still pushing for the end of
24 October, but that is about a two-week delay from what
25 we've showed you before.

1 I'm hoping that if we can get 10 buttoned
2 up, we can get double crews moving on 8 and 9 and finish
3 that up for sure.

4 And then the landscaping is -- basically
5 that landscaping that's included in the specifications
6 that some of the shrubs and trees, which is in
7 primarily -- it's all in area B at this point in time.

8 The contractor will have that time frame to
9 do that at the direction of our landscaping folks that
10 will tell them how and where and when they want to do
11 that.

12 Okay.

13 MS. CHEEVER: Was some of that area A and
14 who will do the landscaping, what is the schedule for
15 that?

16 MS. FANELLI: Brian can talk about that.
17 They're growing and propagating plants.

18 MR. ULLENSVANG: It will probably be a
19 combination of volunteers and contractor labor. We're
20 still working with the Trust. There's an issue with the
21 weeds and the cover soil and we're still working that out
22 with the Trust, which will have some impact on the
23 planting.

24 MS. FANELLI: But the erosion control
25 fabric and waddles, et cetera meet all of our erosion

1 requirements for the slope, and that was done
2 purposefully, and it provides some time for volunteers to
3 figure out how the slope will be planted and get the
4 plants. Whatever's the best timing for the plants given
5 the rains, et cetera.

6 MR. ULLENSVANG: Mm-hmm.

7 MS. FANELLI: Okay. I don't have a lot
8 new on fillsite 1, landfill 2, other than we have the
9 Draft Data Report out and we did have a few discussions.

10 I was not at that meeting. I was on
11 vacation, and we are working on our original date for the
12 Draft RAP was September 18th.

13 We do have a Draft RAP in hand. We're
14 reviewing it with the consultants, but we want to make
15 sure we understand comments and concerns.

16 And so that 18th date might be pushed out a
17 week or so, but we're still looking towards the end of
18 September to get that out, and that's just the Draft RAP
19 for stakeholder and everyone to review.

20 It has been -- continues to be coordinated
21 with Planning, who has the conceptual design of the ball
22 fields that -- the practice ball field and parking lot
23 moving next to Caulfield.

24 The natural resources, Mark Frey's the
25 point person on that in terms of the plantings, and our

1 historic forest restoration, which is Peter Ehrlich.

2 Many of you have met him.

3 MR. MILLER: Has the planting started for
4 the ball field reworking?

5 MS. FANELLI: Not at all. What we're
6 trying to do, those are the future land uses.

7 The goal of remediation is to remove that
8 which is contaminated and do it in a way which
9 facilitates all of the future land uses to the extent we
10 can.

11 MR. MILLER: The process hasn't started?

12 MS. FANELLI: There are conceptual designs
13 of the ball field. And I believe they are in the Draft
14 Data Report.

15 There are some schematics that show the
16 layout of the practice field and the parking lot.

17 That's correct; right? In terms of the
18 plan view maps.

19 FACILITATOR KERN: I recall that it shows
20 the small practice field --

21 MS. FANELLI: Yes.

22 FACILITATOR KERN: -- you know, where
23 that's to be, but I don't recall the parking lot as such.

24 MS. FANELLI: It's right next to the
25 practice field. So that sort of layout is included in

1 there, and there's a trail that goes around it.

2 MR. MILLER: Is that an approved master
3 plan or what's conceptual of what's being thought about?

4 MS. FANELLI: It's conceptual, but what
5 has been envisioned in Tennessee Hollow EA, which was
6 approved by the Trust through a separate environmental
7 NEPA process.

8 The way we do our work is -- landfill 10 is
9 an example. Depending on the status of where others are
10 in their projects, if we can find efficiencies by
11 combining remediation with other work we do.

12 So, for example, the remediation is laying
13 back the slope and putting in the parking lot, but a lot
14 of the additional fill for that design grade, a lot of
15 amenities, the features of the asphalt are being paid for
16 out of a separate budget, but they're not really
17 remediation, per se, but they're parts of other plans.

18 The same could be true with the ball field
19 and the parking lot, and I don't have good information
20 for you tonight.

21 Allison Stone is the project manager on
22 that, and where they are funding-wise, to the extent that
23 they want to do prep work or add things into our
24 contract, just because there's efficiency in that if they
25 will do that.

1 The same thing could happen with the native
2 forest restoration or the native plants. That's sort of
3 a design thing, though.

4 We get to that when we get into design.
5 Right now we're just talking about the remediation action
6 plan. That will go through its process and then we'll
7 get into formal design.

8 FACILITATOR KERN: The most we've had is
9 basically the same square on the map that you saw in the
10 Tennessee Hollow project, but they don't get into the
11 field design or what it's made out of or the surrounding
12 or any of that stuff.

13 MR. MILLER: Not timing and all of that?

14 FACILITATOR KERN: No.

15 MS. FANELLI: The timing is, though -- my
16 understanding is to build the field after we finish
17 restoration. So I think the goal is to get that field
18 constructed and upgraded in 2011.

19 MR. MILLER: 2011.

20 MS. FANELLI: Or 12.

21 MR. MILLER: So the restoration is
22 budgeted. It's time scheduled. Not restoration, but
23 remediation?

24 MS. FANELLI: The remediation will happen
25 right now. It's right now it's scheduled for 2011. I

1 don't have the engineer's construction schedule timing
2 estimate at this point, but we're presuming that will
3 take it into spring, April through October, and --

4 MR. SCHMEYER: October 2001?

5 MS. FANELLI: October 2001, we should be
6 done.

7 Now, I don't know the details of the ball
8 field restoration, whether that is amenable in wintertime
9 or whether that would go the following -- following
10 season, 2012.

11 MR. SCHMEYER: Does somebody get involved
12 in the planning of that, to help providing help on that
13 or is that a topic in the future?

14 MS. FANELLI: I would direct you to e-mail
15 Allison Stone, astone@presidiotrust.gov, because I know
16 there is a lot of interest in that, and I'm not sure what
17 their plan is.

18 MR. FREY: You mentioned the schedule. I
19 think you should have said 2010.

20 MS. FANELLI: I'm sorry. You're
21 absolutely right. Thank you, Mark. I'm living a year
22 ahead.

23 It's 2009 now. Next year, 2010 one when
24 we're going to do this construction. So we're planning
25 from spring of 2010, and late 2010, this work -- and I

1 know that there's other discussions with Planning on how
2 they're going to do that and how they're going to do some
3 other upgrades to the field, et cetera, and I don't know
4 if she's contemplating grouping them or not.

5 These pictures are what you've seen before.
6 They're from the data report. So I apologize on not
7 having any new information for you. But it just shows
8 you the extent of some of the debris fill.

9 These were sections that are included in
10 the data report if you wanted to look at them. This is
11 one we saw last time.

12 The red line on there is the approximate
13 limits of the contaminated material that would come out
14 in this section. Right. So you see it.

15 It's primarily the green stuff on top,
16 which is the debris, and then some of the sandy material,
17 fillers underlying it that have lesser amounts of debris.

18 FACILITATOR KERN: I have been going
19 through the logs -- I'm not ready to give you my full set
20 of comments on that, but this pink layer is not really
21 sand from what I've been looking at. It seems like it's
22 a lot more heavy gravel type material.

23 So -- but I want to give you more detailed
24 comments on that.

25 MS. FANELLI: Okay.

1 Landfill 2 is located to the west, and
2 same -- same type of issues here.

3 There's a limit of some of the debris, and
4 then we have some sections. Same concept. There's a red
5 line on there which is the approximate limits of the
6 excavation.

7 In this situation, we have native material
8 pretty much directly underneath the debris fill, whereas
9 there is fill, sand or gravel, sand and gravel beneath
10 the debris fill, the contaminated stuff.

11 Okay. So that's that -- our schedule here,
12 we're looking to get that Draft RAP out, and then we
13 begin the design process.

14 Mountain Lake is the other site that we're
15 working on. URS is working on that data review, and we
16 hope to have a Draft RAP out for folks to be looking at
17 in March, and we'll be talking about it before the Draft
18 RAP comes out.

19 Yes.

20 MR. O'HARA: Any update on the litigation?

21 MS. FANELLI: The litigation is ongoing,
22 both with Caltrans and with Zurich, and I don't actually
23 have any -- any detailed update, other than the
24 information that you received before, which was the case
25 management order.

1 It's in discovery for Caltrans, and I
2 believe we're going to go to another round of settlement
3 discussions, but I don't really actually even have the
4 schedule for that.

5 MR. BOGGS: It's in discovery for Zurich.
6 They've subpoenaed our documents for building 937, 933 as
7 well as Mountain Lake, Presidio Park Boulevard, et
8 cetera. So our files are set up in chronological files
9 back to 1980.

10 So with the subpoenas from Zurich, I have
11 to go back to documents to the 1980s and look for all the
12 keywords in every document in my agency.

13 So I had quite a task at hand.

14 MS. FANELLI: Bob's been busy.

15 MR. BOGGS: And Ethan with -- who's
16 representing Zurich is a nice guy, but yes, I just
17 carted -- it took them three and a half weeks to copy the
18 documents. They had a copy service come in and copy all
19 the documents pride. It was four carts full.

20 MR. O'HARA: I was prompted to ask because
21 obviously depending on how the litigation resolves
22 itself, there are going to be significant differences in
23 the costs of the remediation. The cost will remain the
24 same, but it's a question of --

25 MS. FANELLI: Right.

MR. O'HARA: -- who pops for them, and I'm assuming it's a bit too early to take those different scenarios and factor them into your budgets.

MS. FANELLI: Our costs include the -- my budget includes the cost of remediation of Mountain Lake.

So in that 157 million is the cost of remediation, but you're absolutely right. How it affects cash flow and who pays for what and when it happens will tell you a lot depending on how the lawsuit's going.

I can tell you that Zurich has endorsed us completing the RAP at a reasonable and necessary cost under the RSL policy for Mountain Lake.

We think it will facilitate resolution because then we'll have a solution that has been approved by the regulatory agencies. So that's one reason why we're going forward.

MR. O'HARA: And you'll have real dollars
that you can --

MS. FANELLI: We'll have better estimates of what the cost actual costs are because we'll have at least preliminary designs.

Our petroleum. Let me go quickly --

MR. O'HARA: Thank you.

MS. FANELLI: You're welcome.

Basically, we're through with priority 6

1 for the most part. And 7 and 8, we're beginning to get
2 proposals to get those.

3 Those tanks, if you remember -- 7 are some
4 of the mini -- the mini cap sites, and the vast majority
5 of those have been taken care of.

6 There may be a couple in 7 that we need to
7 do additional work on.

8 8 is a list of maybe tanks, unknown tanks.
9 We're doing some documentation and working with the
10 Regional Board to determine if they were, one, even
11 present, and if they are, then they will be recovered.

12 970/971 closure request is in internal
13 review, and we're hoping to work through that in the next
14 several weeks.

15 The 1349 construction completion report is
16 in preparation, and I'm hoping that will be completed in
17 the next couple weeks, as well.

18 207/231, you're up to speed on. These are
19 the same words that I had last month, basically.

20 We are trying to work with Caltrans to
21 leverage the work that they're doing to help us in
22 particular around the historic wall, as you saw it, in
23 building 228, excavate contaminated soil, and if we can't
24 do that or if we can't get it all, then to treat what's
25 remaining with in situ treatment, but the agreement with

1 Caltrans and the Trust is they're going to do some
2 seismic stabilization of 228.

3 If they do that, then that gives us a
4 really wonderful opportunity to excavate soil next to it
5 because we won't be damaging the building.

6 This is the picture. You've seen it
7 before, but it shows the wall in question, and the issue
8 is if Caltrans stabilizes this saggy building by
9 underpinning this foundation, and they're also going to
10 pin the wall, then we can actually excavate this
11 contaminated material in here.

12 Whereas right now we're looking to do in
13 situ treatment because of the potential damage to this
14 building and potential damage to the wall.

15 And Caltrans has been very proactive and
16 helpful.

17 This is just a little section that gives
18 you that same thing. What Caltrans is looking at doing
19 is driving piers or drilling pier footings in here to
20 support the wall, putting some piers here and then tying
21 the wall back to it.

22 With those supported, we can dig a lot of
23 this contaminated material up.

24 Lead-based paint. We've actually been
25 busy, although it never really makes the news. We've

1 been completing soil excavation around building 104.

2 That's the Disney Family Museum.

3 I think we've nipped that one. We're just
4 putting together the final report.

5 We were doing some final cleanup around
6 building 43. There had been some phase of cleanup and
7 some additional utility work right there and we did the
8 rest of it.

9 We've been working with DTSC to update our
10 lead-based paint schedule, and we have about half of the
11 building scheduled, but the other half we're working
12 internally to determine when building stabilization, the
13 paint stabilization and landscaping will occur when we
14 get the rest of the calendar.

15 And then we've got three new -- two new
16 contractors on board -- those contracts again were signed
17 while I was on vacation -- to help us with the closure
18 requests, and so we're going to start getting those for
19 buildings that have been completed spit out we hope on a
20 regular basis in the next several months.

21 The two new contractors are PES
22 Environmental out of Novato and EMB America.

23 Next quarter, I'm hoping that we're
24 substantially completed at the PHS sites, that we're in
25 the final design stages on CHP range and hopefully

1 getting ready to shoot documents for bid, and that we
2 have a Draft RAP out for folks to be reviewing.

3 I'm hoping to get a contractor on board to
4 finish up the priority 8 tanks, and then get some
5 additional closure submittals that we have scheduled
6 under review with DTSC out the door.

7 That's my report.

8 FACILITATOR KERN: Questions? Any?

9 Thanks very much.

10 MS. FANELLI: You're welcome.

11 FACILITATOR KERN: Bob, anything other
12 than going back through 29 years of documents?

13 MR. BOGGS: Well, Mountain Lake will --
14 Caltrans, of course, is interested in Mountain Lake, as
15 well, and they presented their own ideas on what should
16 or needs to be done.

17 So I haven't seen the Trust proposal yet,
18 but I imagine Caltrans is going to have something to say
19 about it. So it will be an interesting.

20 MS. FANELLI: It will be a comment on the
21 Draft RAP.

22 MR. BOGGS: They'll probably be involved
23 before that, as well.

24 Because we will -- we'll have to talk about
25 how we move forward on all of that.

1 Been involved with landfill 10. Part of
2 one of the hoops was because when I went out there, we
3 did some spot-checking of the slope and the trench, and
4 it wasn't quite what I thought was deep enough with my
5 estimate of my belly button and the step.

6 So they went back and had to do a little
7 work, so it was kind of tricky working beneath the water
8 level out there with some unstable sands and stuff, but I
9 think they're getting something in place.

10 We've also finished up our comments on the
11 Luckmer. The reference report. Our legal department
12 actually thinks it's a very good model. They'll probably
13 use it in some other sites, as well.

14 That's coming along nicely. There's just a
15 couple final words.

16 MS. FANELLI: Are those the last two
17 things that --

18 MR. BOGGS: Yes.

19 MS. FANELLI: I'll e-mail that to you.

20 MR. BOGGS: The other thing coming up with
21 the quarterly report, there -- we do have some concerns.
22 We're going to -- my agency wants to push the Lobos Creek
23 investigation forward.

24 So those will probably be some ongoing
25 discussions towards the end of the month.

1 Also landfill 10, we had some community
2 concerns regarding trees and dust. We've since had them
3 put the dust monitor close to where the residences are
4 located.

5 I've checked it every time I've been out
6 there. It seems to be fine now, but with a gust of wind
7 coming up through that valley, it's really hard to --
8 they seem to be doing a good job at least while we're out
9 there, but on a windy day, it's hard to know when a gust
10 coming up through there might have pushed some dust in an
11 in opportune time for the residents.

12 I think that's it for my update.

13 FACILITATOR KERN: Any questions for Bob?

14 MR. BOGGS: Actually, I do have a little
15 bit. Mini's not here, but she's kind of taking over on
16 RAP5A, but I'll still be involved, as well.

17 In fact, we're meeting tomorrow to discuss
18 comments on the report as well as the schedule.

19 MS. FANELLI: Okay.

20 FACILITATOR KERN: Will she be coming to
21 the daytime meetings?

22 MR. BOGGS: Yes.

23 FACILITATOR KERN: Okay.

24 MR. BOGGS: And if we have RAB meetings
25 where -- closer to the RAP where it will be on the

1 agenda, she'll come to the RAB meeting, as well.

2 FACILITATOR KERN: Very good. Is there
3 any new business tonight?

4 Action items. It would seem like
5 we're -- we have this quarterly report. It's been
6 e-mailed out. It would be good timing to go through that
7 and develop questions perhaps for our committee meeting
8 if we want to get into that in any more detail.

9 I have had some feedback that people are
10 enjoying these site visits, particularly while there's
11 construction going on, so we'll kind of monitor that, and
12 perhaps for our next committee meeting, we could do
13 another one.

14 If we see any major things happening in the
15 field, we'll propose a site visit.

16 MR. BUDROE: The days are getting shorter,
17 so any field trips you do, probably better to do them
18 sooner than later.

19 FACILITATOR KERN: That's a good point.

20 All right. Let's see. Agenda items.
21 We're going to be tracking the RAP when it comes out, and
22 we may want to put on the agenda the data report for
23 fillsite 1, landfill 2 to talk about, get into some
24 detail on that.

25 And we'll be finishing up construction over

1 the next few weeks. About -- about seven to eight weeks
2 from now is your hope.

3 MS. FANELLI: Yes.

4 FACILITATOR KERN: We'll be tracking that
5 with you. So those will be on the agenda.

6 Any other agenda items, please get them
7 over to Mark.

8 Any other items before we close for the
9 good of the order? Yes.

10 MS. GEE: I had a question. It may have
11 slipped my mind, but what is the status of those -- the
12 Summit meetings? There was one scheduled and then it
13 was, I guess, indefinite.

14 FACILITATOR KERN: And we did have the
15 Summit meeting.

16 MS. FANELLI: We had one.

17 FACILITATOR KERN: We had it.

18 MS. GEE: When is the next one?

19 MS. FANELLI: It hasn't been scheduled
20 yet. I think there was discussion sometime this month,
21 but it has not been calendared.

22 I think maybe around the time of the RAP,
23 the Draft RAP. It hasn't been calendared.

24 FACILITATOR KERN: It's a good item that
25 you bring up, so we will get that on our agenda to get

1 that date set.

2 Yes, Barbara.

3 MS. NEWTON: If we're planning on trying
4 to maybe squeeze in another field trip before it gets too
5 dark early, maybe it will be interesting to do something
6 regarding the upcoming RAP.

7 Maybe have an introduction to the site
8 itself. Not that we're going to see any construction,
9 but just --

10 So then we talk about it, we'll know more
11 what's where.

12 FACILITATOR KERN: So fillsite 1, landfill
13 2 type review?

14 MS. NEWTON: Yes.

15 MS. FANELLI: We are moving forward on the
16 tree removal, which would happen in advance. So I don't
17 know where they are in that planning, but I know Kennedy
18 Jenks is working on the -- on those contract documents.

19 So there might be some additional
20 information on that tree removal.

21 FACILITATOR KERN: Mark, do you know
22 anything about when the tree removal might happen?

23 MR. FREY: Not so much. Genevieve last
24 said October/November.

25 MS. FANELLI: That's what we're banking

1 for.

2 FACILITATOR KERN: That's going to be a
3 big visual impact for people to take in around that area.
4 So as we approach -- that's roughly a month away -- that
5 word will need to get out to the various organizations.

6 MS. FANELLI: There's actually -- I should
7 add. There is new business I wasn't thinking about.
8 There is going to be information available and flyers are
9 going to be mailed to folks, and there are two on
10 Saturdays, I think October 3rd at 10:00 -- I have it in
11 my day planner -- and October 17th.

12 There'll be some other ones, especially for
13 tenants, the folks that live in the neighborhoods. Yeah.
14 The 3rd, 10:00 to 11:30, the 17th, 10:00 to 11:30, and
15 then there's a series of some special walks and an
16 invitation for our residents and neighbors, and
17 they'll -- at the end of the month, the week of the 21st.

18 So that's something you might look for, and
19 if you're interested, attend.

20 MR. SCHMEYER: For what sites?

21 MS. FANELLI: The fillsite 1, landfill 2
22 sites. That will be where the tree removal, the ball
23 field will be constructed.

24 FACILITATOR KERN: These might be good
25 meetings to check out.

1 MS. FANELLI: I'll send you copies of the
2 flyer when I get it, but my e-mail is
3 efanelli@presidiotrust.gov.

4 If you e-mail me, I'll make sure you get a
5 copy.

6 MR. SCHMEYER: Appreciate it.

7 FACILITATOR KERN: Any other items?

8 Very good. Without objection, meeting
9 adjourned. Thanks for coming out tonight. Appreciate
10 everyone's participation.

11 (The meeting concluded at 8:14 PM).

12 ---o0o---

1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)

3
4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full,
7 true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the
10 foregoing meeting and caption named, or in any way
11 interested in the outcome of the cause named in said
12 action.

13
14 IN WITNESS WHEREOF, I have
15 hereunto set my hand this
16 _____day of _____,
17 2009.

18 _____
19 Mark I. Brickman CSR No. 5527
20
21
22
23
24
25

PRESIDIO RESTORATION ADVISORY BOARD MEETING

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, OCTOBER 13, 2009

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR
License No. 5527

1 ATTENDEES

2 RAB Members:

3 Doug Kern, Facilitator

Mark Youngkin

4 Eileen Fanelli

Terri Thomas

5 Brian Ullensvang

Bob Boggs

6 Sara Segal

Gloria Gee

7 Jan Monaghan

Julie Cheever

8 Julian Hultgren

John Budroe

9 Michelle Passero

Jan Blum

10 Toni Kramer

Jim Ketcham (voted in as new member)

11
12
13 ---o0o---

14
15
16 BE IT REMEMBERED that, pursuant to Notice of
17 the Meeting, and on October 13, 2009, at the Officer's
18 Club, Building 50, Presidio of San Francisco, California,
19 before me, MARK I. BRICKMAN, CSR No. 5527, State of
20 California, there commenced a RAB meeting under the
21 provisions of the Presidio Trust.

22 ---o0o---

AGENDA

1		
2		Page
3	1) Welcome and Introductions - Doug Kern:	4
4	2) Agenda Discussion and Approval:	4
5	3) Announcements and Old Business:	4
6	4) Committee Business:	
7	A. Planning Committee Report - Mark Youngkin	4
8	B. Jim Ketcham membership application	5, 37
9	5) Reports and Discussions:	
10	A. Landfill 10 Update - Eileen Fanelli	10
11	6) Regulatory Agency Status Updates/Inputs	
12	Robert Boggs, California DTSC	56
13	Agnes Farres (Not present)	
14	7) New Business	52
15	8) Review of Action Items (None)	
16	9) Agenda Items for upcoming Committee Meeting &	
17	Next RAB Meeting (None)	
18	10)Adjournment:	60

1 FACILITATOR KERN: Welcome, everyone to
2 the October Presidio Restoration Advisory Board meeting
3 for 2009. Thanks very much for coming out on this
4 blustery night, but it's also -- right at the moment we
5 were trying to get here, it seemed like it eased up just
6 for us, so give thanks for that.

7 I'd like to thank members of the regulatory
8 community for being here tonight and Park Service and
9 Trust and members -- community members of the Restoration
10 Advisory Board and any members of the public that are
11 here tonight. Thanks for being here.

12 Are there any -- I don't know -- additions,
13 changes to tonight's agenda? We should move on, then.

14 Any announcements or old business?

15 Very good. We can move on with the
16 Planning Committee report, and at the last Planning
17 Committee, we met at El Pollin Loop and took a walk --
18 another walk around to fillsite 1 and landfill 2.

19 I think one of the big things we noticed --
20 I think we may have talked about with someone -- were the
21 pink dots on all the trees, and then there were some new
22 pieces of ribbon around trees.

23 So a lot of markings on trees, a lot of
24 trees to be coming down eventually.

25 Other than that, there wasn't a lot of

1 other things except it's a big area and it will be quite
2 an impact when all that gets done.

3 The next Planning Committee meeting is in a
4 couple weeks on Tuesday and we'll -- we'll pick it up
5 again then and see what we have on the agenda for that.

6 We have tonight a -- an application for new
7 member. The new member hasn't arrived quite yet, so make
8 it a little more easy for me actually to talk about him.

9 I'd be happy to tell you about him when
10 he's here, though.

11 I was able to meet with Jim for over an
12 hour and talk about what the Restoration Advisory Board
13 does.

14 I could say that he's a passionate Presidio
15 person. He's been very active in trying to get ball
16 fields on the Presidio. That would be his main interest.

17 Of course, I know many of you have other
18 interests here at the Presidio, as well, and so I
19 mentioned to him that we may not be able to get into the
20 discussion of the details of ball field design or
21 restoration design or really any of that.

22 We can talk about those things as they
23 apply to the -- to a cleanup site, but there -- this is
24 not really a forum for advocating for those things, and I
25 went into that in some detail and he understood that.

1 He seemed to be quite interested in the
2 cleanup and how that would relate to areas where kids
3 would play.

4 So I found him to be quite a good potential
5 candidate and I would -- I would certainly put forward to
6 the committee -- Selection Committee my recommendation
7 that he be brought on.

8 So I guess while Jim is still not yet here,
9 it would be easy if any of you would like to ask me any
10 questions about his application, and then if he shows up
11 later, we can ask him some things if you would like, or
12 if you don't, we could move on to vote.

13 But any questions?

14 MS. MONAGHAN: Well, I did a little
15 profile and handed it out. He's reviewed that and
16 approved it --

17 FACILITATOR KERN: Okay.

18 MS. MONAGHAN: -- just so you know,
19 because I had quoted off his application, so people were
20 interested in what his interests were.

21 FACILITATOR KERN: Very good.

22 MS. BLUM: Just so I personally feel
23 clear, he understands the separation between issues of
24 land use that have already been established by the
25 Presidio Trust versus what the RAB does? He's pretty

1 clear on the division?

2 FACILITATOR KERN: I think he is now quite
3 clear after talking. That was something I wanted to make
4 sure that he wasn't disappointed that he would get here
5 and want to advocate for certain things and not have an
6 outlet for that.

7 I didn't want to waste his time, and once
8 we got past that, he seemed quite comfortable with that,
9 so I was -- I was quite happy to find someone who would
10 be very interested and who would participate with this
11 group and attend and ask a lot of questions.

12 He seemed to be someone who would engage
13 and ask questions about the process. He seemed to have
14 some frustration about moving the ball field issue
15 forward, and so I think this will provide at least some
16 information for him, much like it does in sort of an
17 ancillary way for
18 the -- the restoration issue.

19 We don't get a lot of information here, but
20 occasionally some relevant things.

21 Other -- yes.

22 MS. PASSERO: Where -- okay. He lives in
23 Inner Richmond; is that right?

24 MS. MONAGHAN: Yeah.

25 FACILITATOR KERN: I believe that's right.

1 MS. PASSERO: Okay. And he's the athletic
2 director for University High.

3 University High uses -- currently leases
4 Paul Goode Field, the baseball field, so they're quite an
5 active user of the Presidio.

6 MS. BLUM: Does this present any conflict
7 of interest in your mind or his mind?

8 FACILITATOR KERN: I -- I could not -- I
9 mean, Paul Goode Field, there is not really a remediation
10 issue there as far as I know.

11 He has very strong views about ball fields
12 and would like to see more. He won't get a lot of
13 traction in this meeting. You know, we just won't have
14 -- that's not what we do here, and he knows it.

15 So I don't really see a conflict. There
16 may be some benefit in communicating to the folks that
17 are interested in ball fields about contamination issues
18 around recreational sites. So I see that as a benefit.

19 Well, we can continue to discuss this. We
20 could wait and see if Jim -- he could be delayed and not
21 make it tonight. I'm not sure.

22 We could vote on this now or -- or delay
23 it. It's really at your pleasure.

24 If anyone feels that they would like to
25 actually vote on this now, I would like to accept a

1 motion to that.

2 MS. PASSERO: I'll do a motion to vote for
3 his acceptance.

4 MS. MONAGHAN: I second.

5 MR. HULTGREN: What's the motion? I
6 couldn't understand it.

7 FACILITATOR KERN: The motion I think
8 would be to accept Jim Ketcham's application to become a
9 full RAB member.

10 MR. HULTGREN: I would oppose that at this
11 time. I think if he's going to be here, we ought to let
12 him come in, and perhaps if he'd like to make a few
13 comments, that would be fine. If he doesn't, that's
14 fine, too, but I think we ought to see the man before we
15 vote on him.

16 FACILITATOR KERN: I think that's a good
17 point, Julian.

18 Well, if there are no objections, we can
19 either vote on it or the motion could be withdrawn
20 depending on your feeling.

21 MS. BLUM: Can we table the motion?

22 FACILITATOR KERN: We can table it until
23 sometime --

24 MS. BLUM: I suggest we table the motion.

25 FACILITATOR KERN: Very well. Without

1 objection, we'll set it aside until Jim arrives.

2 Thank you for your motion, Michelle.

3 MS. PASSERO: You're welcome.

4 FACILITATOR KERN: All right. Let us move
5 on into our reports. Landfill 10 update.

6 MS. FANELLI: Landfill 10 update. I have
7 a little bit more than landfill 10. I could briefly tell
8 you where we are on 5A because we gave you some dates
9 last month that haven't come to fruition, but I can give
10 you a little bit of information. Or petroleum program,
11 lead- based paint.

12 Just kind of a quick review, or here --
13 this is our crushing operation at landfill 8. This pile
14 stayed nice. It's been sitting there at landfill 8,
15 which performed actually quite well today.

16 Today was kind of a stressful day for all
17 of us at the Trust, particularly on landfill 10 where we
18 have a lot of construction.

19 So I'm going to show you some pictures here
20 of what the site looked like just a few days ago.
21 Actually went out and visited the site, took some
22 pictures, and then as I'm going through, I'll describe to
23 you what it looks like right now.

24 I was just out at the site earlier today --
25 earlier -- late afternoon and just tell you where we

1 stand. The site didn't sustain any significant damage,
2 but it is quite wet.

3 Our sand pile looks just like this, but --
4 darker from the rain, but weathered the storm well, too.

5 Here is just a picture of the bottom of the
6 shear trench being finalized and stuff being placed.
7 That trench is actually completed at this point in time
8 and is in good shape.

9 Those stakes that you see in the
10 foreground, you can't read them, but they are what we
11 would use or have been used as placement for the cover
12 slide.

13 This is actually a picture of the
14 engineered fill being placed at the northwest end of the
15 landfill where we actually kicked out the slope a little
16 bit more.

17 So this is -- I put this up here so
18 you could see a sheep's foot compactor -- little sheep's
19 foot on it.

20 That's the equipment that's been used to
21 compact soil, and then they use a density gauge or piece
22 of equipment like that to document they got the
23 compaction and the engineer's, SES signoff on it, but I
24 thought that was kind of an interesting picture.

25 This is the slope, and you can see it looks
pretty nice. This is with at least one foot of soil

1 cover everywhere on it.

2 We have basically a foot of soil
3 everywhere. You can see the area next to the residents.
4 There's another picture. It came very nice.

5 You can get a sense of the ditch that we
6 described so that any water now comes down, would go down
7 this channel and it keeps it away from the house.

8 So we modified this gradient just slightly
9 to keep any liquid away from the property boundary, any
10 rainfall. And I think --

11 MS. BLUM: Did you have a chance to check
12 that this afternoon to see how it was working?

13 MS. FANELLI: Well, yes. It was actually
14 working all right. The issue here is that -- of course,
15 we don't have any of the erosion control. So we did
16 actually have some erosion.

17 I would say -- let's go back to this
18 picture. We have some cutting. When I get to the cover,
19 I can show you where we have some ponded water on the top
20 of the landfill.

21 We had a little bit of cutting of the cover
22 here, a few inches. Deeper cutting down here. So that
23 will have to be addressed. That will have to be repaired
24 and the fabric placed on top.

25 MS. PASSERO: Can I ask a question on

1 that?

2 MS. FANELLI: Mm-hmm.

3 MS. PASSERO: In those circumstances, is
4 it the top that goes or is it underneath?

5 MS. FANELLI: This did not cut. This had
6 a soil cover and we did not cut into the material
7 underneath based on my observations today. So we didn't
8 roll back the material if that's what you're asking.

9 MS. SEGAL: Was the cover supposed to go
10 on after the foot, though? It didn't get on whatever the
11 -- cloth --

12 MS. FANELLI: The two foot of soil and
13 then we put the erosion control fabric.

14 MS. SEGAL: Fabric. So we needed another
15 foot on the fabric. We didn't have time?

16 MS. FANELLI: In some places, we have two
17 foot.

18 MS. SEGAL: But there was no time to put
19 fabric out before the rain?

20 MS. FANELLI: There was not. Although the
21 compacted soil on the surface. So this soil is compacted
22 and it's measured and it held up actually quite well.

23 This is the slope, and you can see on the
24 slope some of the cover soil going down. Everywhere on
25 the slope -- our crews actually worked this weekend.

1 All the area had at least one foot of soil
2 on it, and about forty percent had the two foot of soil
3 cover on it. The two foot was not compacted yet. It was
4 not fully compacted.

5 In this area here is where the two foot of
6 soil was, and it has slightly deeper slope. Nothing
7 significant or serious. It will have to be addressed,
8 though, and recompacted.

9 The issue with recompacting, is it's very
10 wet. We have to have the right moisture compact and then
11 we compact to a certain density.

12 So we're going to have to wait and see
13 tomorrow when they get it there if we're going to have to
14 let the site dry out a little bit before they get back on
15 that slope.

16 We probably will not be able to work that
17 material at the top deck for a few days. Maybe not even
18 until next Monday to let the water settle out.

19 MS. SEGAL: Is that where the sheep's foot
20 compactor is used, then?

21 MS. FANELLI: Yes. The sheep's foot is
22 actually used on the entire slope. It went across like
23 this. The slope held up quite well. I was pleased.

24 We had erosion control. We had our silt
25 fencing down here. The site actually -- the guys were

1 out there at 4:30 this morning and they were constantly
2 checking this.

3 If it fell over, they were uprighting it
4 and maintaining it.

5 So they worked pretty hard today and we
6 actually have a man onsite all night tonight, and I'll
7 explain that in a minute.

8 We're anticipating more rain, but in
9 particular, we had a storm drain that backed up, so --
10 and so we're pumping from that and he's there really
11 watching the generator and that pump.

12 MS. PASSERO: Eileen?

13 MS. FANELLI: Yes.

14 MS. PASSERO: I can see the slope, and
15 when there is vegetation, when it's planted, what's the
16 risk of channeling and, you know, if there are -- are
17 there certain spots where --

18 MS. FANELLI: It did not --

19 MS. PASSERO: -- the water velocity can
20 pick up?

21 MS. FANELLI: It's designed not to have
22 any channeling, obviously. It will have erosion control
23 fabric and be planted, and the top is -- the slope comes
24 up, and the upper deck is actually tilted back, if you
25 will, so that you don't get this water on the asphalt

1 overtopping and running down the slope.

2 So basically the risks here are incident
3 precipitation, and of course we didn't have the top deck
4 completely done today.

5 We do have a berm constructed -- earthen
6 berm constructed on the slope. I think that is why we
7 didn't have a lot of problem on the slope. We backed up
8 the water on the top deck.

9 So the goal is that we wouldn't have any,
10 really.

11 Are we always a hundred percent certain?
12 No. That's why we do the maintenance and the monitoring
13 of it.

14 FACILITATOR KERN: I don't know if you saw
15 when you were out there -- I drove by the site on the way
16 here, and there was off to the right-hand side a picture.
17 There were plastic kind of down into maybe a small pre-
18 forming gully, perhaps.

19 MS. FANELLI: The plastic was put there
20 actually to dump the sand that's being placed at the toe.
21 So we used it as a chute. It had no other purpose. It
22 will be taken up and moved out.

23 There's a pile of sand at the toe, because
24 the road that's kind of sorta still here. It has been
25 removed, and so that plastic was here and they were using

1 it to shoot the sand down.

2 That's going to be placed up against the
3 toe of the structure. That's what the plastic was for.

4 Okay. Upper deck. So what you see here --
5 what's interesting about this picture is they're placing
6 material and compacting it, and this was constructed
7 primarily as assets for the vehicles, cars coming in.

8 This elevation, you can kind of get a
9 sense. It's still about fourteen inches lower than it
10 was what the deck will ultimately be.

11 This part is a little bit high. It drops a
12 little bit, and this area here will be raised at least
13 another couple of feet for the surface of the parking lot
14 itself. If you look at the car area --

15 MS. KRAMER: So this access road is higher
16 than what the final deck height will be?

17 MS. FANELLI: It's not an access road.
18 We're using it as an access road, but ultimately it's
19 going to be landscaped. It's part of the grassy berm
20 before you get into the actual parking lot.

21 Okay. Here's where we had some problems.
22 This is the low part of Wedemeyer, and if you remember --
23 if you know, and I have a sign.

24 We've closed Wedemeyer because part of what
25 we're doing is ripping this up to fill this up to grade.

1 It will conform. Basically you'll get kind of a
2 conformance from here all the way across to the other
3 side.

4 There hydrant's going to be raised two to
5 three feet higher. This is where water will accumulate.
6 Well, we had a lot of water accumulation there today.

7 The storm drain that's in there is not
8 draining. It's plugged, and so what happened is we got a
9 lot of water backing up in here, almost to the height of
10 this berm.

11 So that was our little emergency today, and
12 what we did -- we got a pump. That's why one of the guys
13 is out there all night tonight manning that pump, pumping
14 around and started releasing water from here.

15 There's a new storm drain, if you remember,
16 from the design halfway down the street.

17 We had some water coming around
18 discharging. Didn't have enough hose to get all the way
19 to that storm drain, but started pumping it out.

20 Of course some of the water jumps that
21 storm drain. Realized that oh, no, we got some hit still
22 going out with that storm drain. This is clean soil, by
23 the way. It's cover soil.

24 So we had some sediment discharging, got
25 some extra pipe. We've now connected this area where

1 we're pumping to the other storm drain, so we've
2 controlled that, and I think that happened at the peak
3 this morning between 10:00 and eleven o'clock.

4 Ryan Seelbach just flew back from Indonesia
5 yesterday to come back and work. He's a little like --
6 that's our little drama today.

7 Let's see. What else do we have here?
8 Here's the big picture of the site, and you can see the
9 road, and that's the look here. The piles are still
10 pretty much in place.

11 We have a fair amount of puddling on the
12 surface here. You can see they're starting to build a
13 berm here and they did have an earthen berm around the
14 top to keep water from going down the slope.

15 It a while for these pulled also to drain.
16 Right now this is very soft and they can't really run
17 their equipment over it. That's the negative.

18 The good news is we didn't really suffer
19 any significant damage. The bad news is everything is so
20 wet and soupy, as soon as they put a piece of equipment
21 on it, we can do more damage to the surface than not.

22 They're going to have to assess what it
23 will take to dry this out.

24 We believe we're going to have enough dry
25 weather tomorrow and the next day to move ahead with this

1 replacement.

2 We'll begin to rip up this asphalt and
3 raise that road and get it repaved. Hopefully. They
4 would work this coming weekend to do that.

5 The road was officially closed this week
6 and next week. We might have to extend that road closure
7 because we actually didn't rip up the roads on Monday
8 knowing that we were going to have the storm today.

9 And that's the outlet. So the 23rd is when
10 we were going to keep it closed. That's slightly going
11 to be extended a little bit of the time. Maybe another
12 week at the most.

13 And so the contractor's working that
14 schedule out and taking a look at how we're going to
15 handle the water.

16 So things were going well. The site was
17 looking very good. The rain today put us back. It's not
18 devastating. We didn't have any major failures or
19 problems like that, but we do have a soupy site to deal
20 with.

21 So we're looking to the contractor to be
22 creative for how we're going to get this side buttoned
23 up. We were already a month plus behind schedule, and
24 this is not helping our schedule.

25 Any questions on that one, on landfill 10?

1 MR. HULTGREN: I was wondering. How did
2 you manage to get a month behind schedule? I probably
3 should know, but I haven't been around.

4 MS. FANELLI: It was a variety of things.
5 I'll tell you the truth. The thing that really ate the
6 contractor's lunch was this, was the key trench.

7 The amount of material, the time to do it.
8 Some of the issues that they faced put us back quite a
9 bit of time.

10 There were other inefficiencies that the
11 contractor had. This -- this construction took a lot
12 longer. They had to reorder materials a couple of times,
13 and that's what the problem was.

14 MR. HULTGREN: Is that going to increase
15 the contract price, then?

16 MS. FANELLI: No. We had sort of already
17 accounted for this in the contract price, but it does
18 affect schedule, and, you know, do I anticipate the
19 contractor asking me for dollars for delays and other
20 things?

21 Yeah, probably, but at this point, the --
22 truthfully speaking, the contractor's been very
23 reasonable, is very interested in getting out of here,
24 but -- but doing the right thing at the same time.

25 So I think he's working closely with us on

1 it.

2 This is the look-ahead schedule. I think
3 it's still fairly realistic except that things might
4 shift because we might have to -- we show cover soil
5 continuing to be placed this week, and that likely can't
6 happen because of the wetness.

7 So that might shift to another week, but
8 our sequencing is to finish getting the cover slope on
9 there, get the erosion control fabric on there, and we do
10 have that being delivered this week, so it will be here
11 onsite.

12 We're putting the sand at the toe. Some of
13 it's already down there, but some more is going to be
14 added.

15 Then the construct subsurface storm drain,
16 et cetera. That's the upper deck work, basically. Once
17 the slope is buttoned up. That's the surface underneath
18 the parking lot.

19 The contractor has some of that material
20 already onsite, but we begin that construction, and --
21 and then we begin getting their AB, their road base in
22 place and the asphalt.

23 So they still have a month -- he'd say a
24 month's worth of work out there, which is unfortunate,
25 but we're -- the berm's pushing them, and they want to

1 get the heck out of there.

2 We're working with them to bring in double
3 crews to try to condense the schedule and do things
4 simultaneous if they can.

5 So, for example, if we have soil that's all
6 placed two foot and it meets all of our requirements in
7 one area and there's still an issue in the other, they
8 can start placing erosion so they work together.

9 MR. BUDROE: Got a question about the key
10 trench. You said that the contractor -- part of the
11 problem was he didn't have the handle on how much
12 material he was going to need to construct the trench?

13 MS. FANELLI: The key trench was actually
14 an addendum to the original design set. So when they
15 first did their proposal, it was without full
16 understanding and knowledge of the impacts of the key
17 trench.

18 So when I said that was the problem, it
19 isn't because the contractor performed poorly. It's just
20 that we hadn't, as an engineering estimate, figured what
21 it was going to take to get that installed.

22 There was some underestimation of rock, and
23 we had to get some additional material in, and the
24 fabric -- they used a tensor. They had to do a reorder
25 on that, too, and that kind of took a little bit more

1 time to get that in.

2 So those were things that contributed to
3 that.

4 So it's not because the contractor didn't
5 actually perform well. It was that it was an addenda and
6 it was shoehorned in and it turned out to be a little bit
7 more complex than we thought.

8 MR. BOGGS: They thought they would have
9 to excavate below groundwater level, which made it a
10 little bit more difficult when you're trying to excavate
11 the sand given water. The sidewalks go like this.

12 MS. FANELLI: But it was a long day for
13 the guys at the site.

14 MS. BLUM: How does an item like that
15 become an addendum and why wouldn't it be part of the
16 initial complete contract? It sounds expensive to me --

17 MS. FANELLI: It actually isn't that --

18 MS. BLUM: -- in terms of time and
19 materials.

20 MS. FANELLI: -- expensive of a change
21 order in terms of time and materials.

22 It became an addendum because we had done
23 our design and new information became available to us.
24 It was a combination of the topography and finding fill
25 in an area where we thought we had in situ dune sands,

1 and it came about during our investigations of the
2 pipeline, the Mountain Lake overflow pipeline.

3 So that's why it became an addenda, because
4 we had basically completed the majority of the design.
5 This new information came about when we were at sort of
6 the final ten percent design level. So we completed that
7 as an addenda to the document.

8 MS. MONAGHAN: Is landfill 8 done, then?

9 MS. FANELLI: No. Landfill 8's not done.
10 It's half done.

11 MS. MONAGHAN: Oh.

12 MS. FANELLI: And the other half where we
13 have the material stored and the temporary parking, what
14 happens the cars need to move to 10.

15 MS. MONAGHAN: So it's on hold, basically?

16 MS. FANELLI: Yeah. And the truth is that
17 that is not a complicated piece of work, and so that
18 would be very easy to finish up.

19 MS. MONAGHAN: We didn't really have
20 finishing up 8 on his schedule?

21 MS. FANELLI: That is still work that has
22 to be done.

23 MS. MONAGHAN: Okay.

24 MS. FANELLI: That is why I say it will
25 probably take a good additional month plus to get the

1 work done.

2 I'm anticipating hopefully they're out of
3 there before Thanksgiving, basically.

4 MS. MONAGHAN: Okay.

5 MS. FANELLI: On fillsite 1, landfill 2
6 that is 5A. We have been working to -- my last slide
7 last month said that we would be getting the draft
8 documents out toward the end of September.

9 We do have a Draft CEQA document completed,
10 and we actually took that document through the Trust and
11 N squared; not because the -- the Trust complies with
12 CEQA, but to do the NHP component of it, and that
13 document is now -- Genevieve is sending that off to DTSC.

14 The Draft RAP is -- we have a Draft RAP.
15 We are still working with DTSC on the -- any comments
16 that they might have to the data report that the RAP is
17 based on, but we're hoping that we're going to get that
18 -- I've had discussions on that in the next week or so,
19 and it's coming soon.

20 It's coming as soon as we can get it, and
21 DTSC understands the schedule, so they're doing what they
22 can to accelerate it.

23 We are still at this point planning on
24 moving ahead with our construction next spring and
25 working on those design documents.

1 It turns out we have moved ahead with our
2 tree removal plans. We talked about the dots and the
3 tags.

4 So the trees have been counted and we have
5 bid documents that our procurement -- Trust Procurement
6 sent out today. We have a site bid walk on that next
7 Friday, and -- and anticipate moving ahead with the tree
8 removals in -- in November/December time frame.

9 And then the last site in there, internal
10 Trust coordination, I had talked last time about how the
11 different Trust departments were working to make sure we
12 had an agreed vision and planning for what that area
13 ultimately might look like, and Terri's here and Terri's
14 headed up that effort.

15 And we had a great meeting I think last
16 Friday, and -- and although -- so the vision looks at
17 this sort of preview discussion of it.

18 We're working on drawings and documents
19 that the Trust will actually put out soon about the same
20 time we do the RAP, but we have our historic forest and
21 we've looked at some other historical documents about
22 where the historic forest was.

23 We have the landscaped areas that are
24 primarily around the ball fields that have been proposed
25 in the Tennessee Hollow EA, and then we have our native

1 plant restoration that brings us from that here into El
2 Pollin Springs, and Terri, I don't know if you want to
3 say a few words about that.

4 We're working on a Trust drawing.

5 MS. THOMAS: Yeah, right. I'd like to --
6 Eileen said. We just kind of had this meeting last
7 Friday. We pretty much all agreed on the idea, and now
8 we're trying to put into a visual that people can
9 actually see how it will look. We're not quite sure what
10 else to say.

11 It takes into account the recently
12 completed historic forest character study along with the
13 work that Eileen's doing and making sure that our native
14 plant restoration is down to native soil.

15 So it kind of -- it kind of takes a lot of
16 the different qualities that we've had in our various
17 planning documents and meshes them.

18 I think El Pollin will have a quieter
19 more -- kind of a feel that it has had in the past with
20 this -- with this possible -- with this proposal.

21 So we'll see how it goes. It still has to
22 go through our N squared process, also. We're not sure
23 yet. We're putting it together.

24 MS. FANELLI: We're bringing it together.
25 What's nice about it, too, is it's helped the Trust,

1 different departments organize how all of our work
2 coordinates so we can create this vision and the timing
3 for that.

4 So the timing for mediation versus the tree
5 plantings or forest restoration, native plant and the
6 ball field construction.

7 So that's been good, and it's sort of a
8 back story to the RAP. So our plan is to present that as
9 sort of that back story.

10 That vision wouldn't be a part of the RAP
11 because it's not all remediation, obviously, but I think
12 it will help answer questions, et cetera.

13 Also, a lot of you have already been. I
14 know Jan's been on the walks that we've been having for
15 Tennessee Hollow and just talking about all of these
16 plans and the different projects that are going on,
17 including fillsite 1 and landfill 2.

18 The last public walk is this Saturday at
19 ten o'clock. I'll be there.

20 Are you going to be there, Terri? Somebody
21 else will.

22 MS. THOMAS: Mark will be there.

23 MS. FANELLI: It's the last one. So if
24 you're interested, they've been very interesting. We
25 kind of started at El Pollin, talked about some of the

1 current work and talked about some of the future work and
2 have gotten some good feedback.

3 I think some of that feedback is why we
4 started looking at that sense of quiet that exists around
5 El Pollin that might not exist -- that might be gone if
6 we don't think about how to put it back in terms of the
7 landscape with the forest.

8 So you're welcome to join us.

9 FACILITATOR KERN: Question.

10 MS. MONAGHAN: When we did our walk last
11 month, we noticed that the land around El Pollin Spring
12 had all been dug up and flags were everywhere.

13 Is that part of the restoration work?
14 Because it's not prep work for the remediation.

15 MS. THOMAS: That is a separate project.
16 We also have an El Pollin Spring project, which is
17 restoring the drainage down the stream from El Pollin.

18 So it kind of continued a creek. It would
19 take a culvert out and raise it.

20 MS. MONAGHAN: Okay.

21 MS. THOMAS: And some of those flags were
22 the -- identified the area that grading would need to
23 occur.

24 So that we're going to be putting in 30,000
25 native plants on the other side of those flags, and

1 waiting for archaeological investigations and grading
2 plans and looking at that archaeological site. So we
3 need to take into account all of that.

4 That's just all the area that needs to be
5 planted this year.

6 MS. MONAGHAN: Thanks.

7 FACILITATOR KERN: I'm not really sure
8 what the process is, but -- and it's not really part of
9 what we're doing here, but when that vision comes
10 together about Tennessee Hollow, the ball field and the
11 restoration, is there going to be an opportunity for the
12 public to engage the Trust on those things? Do you know?

13 Is there a -- will there be a meeting or
14 somebody to lay out the plans and people can put dots and
15 things on --

16 MS. FANELLI: I don't know. My sense is
17 that the vision that we've laid out is -- is -- reflects
18 the environmental assessment that's already been done.

19 It just kind of tweaks it so that these
20 different uses conform in a way that makes sense and
21 meets objectives.

22 Will the information be shared? Yes, most
23 definitely. I think that is the plan.

24 How and the format for it. I'm not sure.
25 We can certainly take that back and talk about that with

1 all the different groups.

2 FACILITATOR KERN: I would just offer
3 this, that there's such dramatic interest in all aspects
4 of the Tennessee Hollow plan, that continuing to engage
5 all those interested parties, you'll get stewardship and
6 ownership and people taking care of it.

7 So I really want to encourage as those
8 plans come available to engage people with them and bring
9 them on board.

10 MS. FANELLI: We have -- I've gotten a lot
11 of interesting comment, good feedback on these site walks
12 with different community members. So I know that that
13 actually informs some of our thought process to date.

14 But your point is well taken, so Terri and
15 I will share our continual good news.

16 Petroleum status. We have FDS Phase III
17 closure. That means we're actually closing all segments
18 of the FDS, except for two, which are included in our
19 1065 area closure, which is very close to being
20 completed, as well.

21 We're done with our remediation and we're
22 in our monitoring period on that one.

23 So FDS is pretty much buttoned up and
24 Infantry Terrace tank closure request was submitted, as
25 well, and that's sort of related to the FDS in that area.

1 So we've made marginal progress there.

2 Agnes has been very honest. She's been very good about
3 getting us closures.

4 Bob is on a compressed week. There's only
5 so much that they can do. She hasn't promised that, but
6 it's on her camp.

7 On lead-based paint, we're also making some
8 progress. We have resubmitted our building 104 request
9 for no further action, and that is based on feedback that
10 we got from DTSC and comments in addressing those.

11 Hopefully there's -- DTSC gets a chance to
12 review that. If it meets what we've talked about, then
13 we actually got two new firms on board to begin to
14 complete the documentation for no further action on
15 several hundred buildings where we've completed the
16 cleanup and meet our schedule.

17 The two sites where we're going to be
18 focusing our first efforts for closure are the Public
19 Health Services Hospital area and the Presidio Hill area.

20 So there's several buildings in both those
21 areas that we're going to get completed before the end of
22 the calendar year.

23 Next month, I'm really hoping that we can
24 say we're substantially complete and we're doing the --
25 sort of touch-up things. We'll see.

1 Hopefully we will have a Draft RAP out for
2 review, and our tree removal construction start, we're
3 looking at an early November.

4 November 6th is our target, if we can make
5 it happen date. So we might have that beginning.

6 And that will be a significant removal.
7 There's at least 300 trees, some of them quite large, and
8 we'll be taking them out of fillsite 1, landfill 2.

9 There'll be some additional tree removals
10 as part of national resources restoration projects, and
11 we'll be staging at land -- Pop Hicks Field, landfill E
12 and creating a -- a small temporary roadway from Quarry
13 Road to landfill E for that stage, and that temporary
14 road will stay in place throughout the remediation
15 project.

16 MS. PASSERO: What happens to those trees?
17 Are they just chipped?

18 MS. FANELLI: That's a good question. I
19 really don't know. I think Peter -- actually Peter
20 explained it. I think most of them go to get cut up so
21 they can be used for fuel.

22 MS. THOMAS: Yeah. The group that's
23 cutting the trees is a recycle group. So they actually
24 do recycle the wood and make energy.

25 MS. FANELLI: They don't go to like

1 fireplaces. They go to actual power generation a
2 facilities that burn waste and garbage and generate
3 energy.

4 And that's all I have unless there's any
5 questions for me or Terri can give you some more
6 information on restoration.

7 If you come on Saturday, Mark will explain
8 that whole area and all the planting that's happening out
9 there on the east side of El Pollin.

10 Peter attends, as well, so we can talk
11 about the forest.

12 MR. KETCHAM: When does the Draft RAP
13 become available for people to look at?

14 MS. FANELLI: As soon as we can get it
15 out.

16 Obviously our time frame has slipped some.
17 So depending on DTSC's comments, the Trust is hoping to
18 issue it towards the end of this month, November, and we
19 probably are looking at an extended public comment period
20 again, because it's over the holiday period, but I can't
21 give you a date yet because I have not heard back.

22 MR. BOGGS: We actually had a talk this
23 afternoon with DTSC, and just where things are at,
24 there's a new person that's taking over those projects at
25 my office, and there's some of the background to that as

1 far as cleanup levels and stuff that she finds a lot more
2 work than we originally thought.

3 So our agency does not like to do comment
4 periods over the holidays, so we actually think it's
5 probably going to be a January start for the public
6 comment on the RAP.

7 MR. KETCHAM: Okay.

8 MS. FANELLI: That will put us of course
9 at some risk, but if we worked out our major comments, we
10 will likely do design like we did on landfill 10 and 8,
11 pretty current and get it so that we're ready to hit the
12 ground once the RAP -- public comment period is over.

13 MS. CHEEVER: Is there a seasonal reason
14 to want to get started at a certain point when you said
15 it comes with some risk? Is there a seasonal reason?

16 MS. FANELLI: Yes.

17 MS. CHEEVER: What's that reason?

18 MS. FANELLI: We want to construct in the
19 dry season, because spring and summer and early fall. We
20 had a little late start going on 10. We had some
21 complications.

22 That's why, you know, we're to a certain
23 extent in the situation where we're at today, and we
24 really are just trying to get the system greased and
25 moving on a schedule so we can avoid that, so that we're

1 ready to construct as soon as we can in the springtime
2 and avoid winter season work.

3 FACILITATOR KERN: Very good. Thanks,
4 Eileen.

5 MS. FANELLI: You're welcome.

6 FACILITATOR KERN: And we're all hoping
7 for the best with the weather and landfill 10 so it can
8 get finished without damage.

9 MS. FANELLI: I'm not being rude, but I'm
10 going to turn off the projector here while we're
11 continuing to talk.

12 FACILITATOR KERN: I think this might be a
13 reasonable moment to go back to our new membership
14 application, and so I'd like to introduce to you Jim
15 Ketcham, and Jim, if you would feel comfortable, say a
16 few words, perhaps, about yourself and then we may throw
17 a few questions your way.

18 MR. KETCHAM: Well, I've been involved on
19 behalf of recreational advocacy for the Presidio for
20 probably about seven to eight years, and that's why I'm
21 interested in joining this group, to stay informed, to
22 understand how the processes are moving along.

23 I care a lot about Pop Hicks. I care a lot
24 about Paul Goode and the areas around that. I think that
25 there is a lot that the Presidio can -- can mean to the

1 entire Bay Area in terms of filling needs that exist and
2 that can't be met elsewhere.

3 I think there's a lot of opportunity for
4 people with recreational interests to work with people
5 with environmental interests to, you know, understand
6 what good solutions would be, and I've been part of
7 processes with the Trust historically that I think have
8 shown that that can happen, and, you know, beyond that,
9 I'd be happy to answer any questions.

10 FACILITATOR KERN: Questions.

11 MS. CHEEVER: Well, not everything we do
12 is relevant to playing fields, although that might be
13 very important.

14 Are you interested in getting involved with
15 other things, too, that just have to do with cleanup and
16 removal of contamination?

17 MR. KETCHAM: Well, I'm interested in all
18 sorts of things, but the reason that I want to be
19 involved is because there are sites in the Presidio that
20 have

21 not -- that have been unused for years and years and
22 years, and I'd like to see those sites be developed.

23 They've been identified as recreational
24 sites, but they're not -- nothing is happening there.
25 It's happening very slowly.

1 So that's where my primary interest is, but
2 it doesn't mean that I'm uninterested in, you know, all
3 the wonderful things that are going on in the Presidio,
4 but I have a feeling that my interest in those things
5 won't be as -- as necessary as my interest in some of the
6 recreational sites that I'm not sure have people involved
7 to be advocates for.

8 MR. BUDROE: Let me ask you a question.
9 If there weren't going to be any ball fields in the
10 Presidio whatsoever, would you still be interested in
11 being on the RAB?

12 MR. KETCHAM: Probably not.

13 MS. BLUM: I didn't even really hear your
14 question, John.

15 Could you repeat it?

16 MR. BUDROE: I asked him if there weren't
17 going to be any ball fields in the Presidio, would he
18 still be interested in coming on the RAB.

19 MS. BLUM: Thank you.

20 FACILITATOR KERN: Other questions?

21 MR. HULTGREN: I guess a question. I just
22 wanted to be sure, Jim, that you understand what this
23 group, the RAB is charged with and what our limitations
24 are.

25 MR. KETCHAM: Right.

1 MR. HULTGREN: And I don't know. I'm not
2 stating it very well, but it's the remediation of the
3 toxics --

4 MR. KETCHAM: Right.

5 MR. HULTGREN: Probably bad terms -- in
6 the Presidio, period.

7 MR. KETCHAM: Right.

8 MR. HULTGREN: And we don't have anything
9 directly to do with the development or the use of those
10 -- those portions of the Presidio after they've been
11 remediated.

12 MR. KETCHAM: I do understand that.

13 MR. HULTGREN: That would still be
14 satisfactory to you to --

15 MR. KETCHAM: It is, and I'll explain why.
16 I think it's important that the cleanup efforts that are
17 ongoing be effective.

18 I think it's important that the areas that
19 need to be cleaned up are cleaned up effectively so
20 that -- you know, not just in the short-term, but in the
21 long-term, we have a national park that we don't have to
22 worry will have danger, lack of safety, destruction of
23 natural -- the natural things that we all care about.

24 But I also understand the connection
25 between moving forward with remediation projects and

1 being able to move forward with the plans for the
2 Presidio, and so the reason that I want to be involved in
3 this group is because I feel that the plans for
4 remediation should not stagnate, that they need to move
5 forward so that the Presidio can be developed according
6 to the master plan, so that the different projects that
7 are so important to making the Presidio all that we want
8 it to be can happen, and if remediation does not happen,
9 everything gets backed up behind that, and that's where
10 it all connects for me.

11 MR. HULTGREN: Thank you.

12 MS. MONAGHAN: I wanted to ask about
13 outreach, because we were looking at your application.
14 That was one of the things that interested me was there's
15 a whole group of people around the University High School
16 that parents, teachers, students that may not know about
17 the remediation program here at the Presidio.

18 There is an opportunity to reach out to
19 those people and tell them more about the programs.

20 Is that something you'd thought about yet?

21 MR. KETCHAM: Yes, but I think I would
22 define it much differently than University.

23 You know, long before I came associated
24 with University, we had written a letter and had over a
25 hundred families write letters to the Presidio asking for

1 attention to be given to Pop Hicks for it to be turned
2 back into a ball field, which was its historic use.

3 Through those efforts, a lot of people at
4 different youth sports organizations have been in contact
5 with me, and I think they're all in contact with me,
6 about what is the Trust doing, how are things moving,
7 what can we do to get involved, how can we help.

8 The Trust moves very slowly and it's hard
9 for people to keep their attention. If nothing happens
10 for a year or two, it's hard for people to remember, and
11 that's one of the reasons I want to be involved, because
12 for me, at least, it's been intermittent.

13 I get involved. I learn about it. I meet
14 with people, and then things happen and a year or two
15 later, I need to do the same thing again.

16 So through this group, I think I can stay
17 more current with that.

18 MS. MONAGHAN: Thanks.

19 FACILITATOR KERN: Other simmering burning
20 questions for the group?

21 Do you have any preference on how you'd
22 like to move on this? I know that sometimes we have a
23 group of people. We bring everybody on at once.

24 Do we want to vote now? What are your
25 preferences?

1 I'm not necessarily hearing a preference.

2 MS. PASSERO: I'm trying to remember last
3 time around.

4 How did we do it last time around?

5 FACILITATOR KERN: There typically has
6 been a recommendation from the Selection Committee, which
7 I made to the Selection Committee, and then the Selection
8 Committee brings that slate of potential candidates to
9 full RAB, and then we discuss that group -- as a group
10 and individually and then we vote.

11 So that's where we're at. We're at the
12 voting stage.

13 MS. CHEEVER: Well, was there a Selection
14 Committee this time?

15 FACILITATOR KERN: There was, but I can
16 tell you it was rushed. It was rushed in large degree
17 that -- I think Jim came to a meeting back in July.

18 I wasn't at that meeting, and then over the
19 course of the intervening meetings, his application fell
20 through the cracks, basically, on my -- due to my lack of
21 attention, but I tried to make up that lack of attention
22 by meeting with Jim individually.

23 We did try to get some other folks together
24 to meet with Jim, but everybody's schedule simply did not
25 allow for that.

1 Now, if you want, we can continue the
2 process and have more people meet with him or we can
3 vote, so -- I'd be open to hearing your thoughts.

4 Sara.

5 MS. SEGAL: One of the things I want to
6 say is that we have -- we're not at a full amount of
7 people on the RAB pursuant to the bylaws under the
8 Superfund program.

9 So there are openings, if you will, on the
10 RAB, and I think that one of the -- one of Eileen's
11 slides actually tried to show -- even though the RAB is a
12 very specific remediation program.

13 That's what we're about, that the Trust
14 remediation program does have to work closely with the
15 other parts of the Presidio family as well as the Park
16 Service in terms of what's going on, and oftentimes I
17 think sometimes the public sees, you know, remediation
18 happens or things are torn apart, then they're put back
19 together, then they're torn apart later for developments,
20 and I think one way the voice of the RAB can be effective
21 is to make -- you know, try and ensure that sometimes
22 those different parts of the Presidio interests sort of
23 work together so we can reduce overlap and extra money,
24 extra expenditures, and I think, you know, Jim's interest
25 in the development of recreation is one of the many

1 facets of what the Presidio is about.

2 I think he sort of blends in with that
3 portion on your slide.

4 FACILITATOR KERN: Let me try -- Julie.

5 MS. CHEEVER: Well, I would be willing to
6 vote tonight, and I welcome Jim and I also welcome and
7 appreciate his interest.

8 I think it would be slightly awkward for us
9 to vote other than by paper ballot, though, in front of
10 him because we're his future colleagues.

11 So if we were to vote tonight, I would like
12 to suggest we do it in paper ballot, but I'm open to
13 suggestions.

14 FACILITATOR KERN: Other thoughts on a
15 private ballot? Would there be any objection to doing it
16 that way?

17 MR. HULTGREN: I don't have any objection.
18 I think that that's appropriate.

19 I think the -- we do have a Membership
20 Committee, and I think the Membership Committee should
21 sit down and develop some -- within the bylaws develop
22 some procedures that we follow, because if we're kind of
23 stumbling around here without any guidance on what the
24 appropriate decision would be.

25 I don't think it's fair to have Jim here

1 when we vote on him or at least to have us vote by
2 raising our hands.

3 It would probably be unanimous, but who
4 knows?

5 It's things like that that I think we
6 really ought to determine ahead of time and have some
7 sort of guidelines that we would follow.

8 In the instance here, I think probably a --
9 more or less secret ballot by yes or no on a piece of
10 paper would probably be appropriate.

11 FACILITATOR KERN: Okay.

12 MS. GEE: I think another way --
13 alternative if Jim is here is maybe if we can have him
14 leave the meeting room just for us to take a hand vote
15 and then let him know the results.

16 FACILITATOR KERN: That would be an
17 option.

18 All right. I'm sensing a little -- yes,
19 Jan.

20 MS. BLUM: I would like to make a motion
21 that we take up Julian's suggestion first, establish some
22 procedures for membership and perhaps table the vote on
23 this particular membership until we're a little clearer
24 on the process.

25 In my own opinion, when we've taken on

1 people casually without an interview and whatever, they
2 may or may not come.

3 So just to take more people on to build a
4 membership number is not the point to me. It is
5 participation and continual participation over -- I think
6 we're required to have a three-year pledge to attend the
7 RAB meetings and participate with very little
8 absenteeism.

9 So I think it's important that we do have
10 broad participation, but we also need to have steady
11 participation.

12 So I'm not sure that's always very clear
13 when new members come on.

14 So I'd like to make the motion that we --
15 the Membership Committee establish a procedure and make
16 it clear to the RAB what we're doing and put it to a vote
17 at the appropriate time.

18 MS. CHEEVER: Could I say something just
19 in discussion of the motion? I have a copy of the bylaws
20 here, and it says there's a Membership Committee and it
21 says: "This committee shall review and evaluate each
22 application for membership in determining whether to
23 recommend the applicant for membership. If there are
24 unfilled community membership positions to be filled, the
25 committee shall submit to the full board names and

1 qualifications of those applicants that have been
2 approved. The committee shall review of facilitator to
3 determine the candidate for approval."

4 Also, the committee reviews. So we
5 actually do have a procedure.

6 FACILITATOR KERN: Yes, which we have
7 followed each time we've --

8 MS. CHEEVER: Okay. So you're saying the
9 committee has made that recommendation?

10 FACILITATOR KERN: Yes.

11 MS. SEGAL: The motion has been tabled.

12 FACILITATOR KERN: But there is a motion.
13 Jan just made a motion.

14 MS. BLUM: Well, I withdraw it. Since we
15 already have a procedure in place, we should follow the
16 procedure.

17 Well, who is the Membership Committee?

18 FACILITATOR KERN: Well, the Membership
19 Committee has typically been who -- there have been a
20 group of people that have served on that. They've
21 included at various times Julie, I think you've been on
22 it, Mark, myself, Jan. Those have been the principal
23 members that I can recall.

24 MS. BLUM: Okay.

25 FACILITATOR KERN: These things come every

1 two or three years, so it's -- it kind of comes together
2 when necessary.

3 All right. I think maybe what makes sense
4 is I will propose that we go ahead with a ballot, a paper
5 ballot and take a vote, and would there be objection to
6 that? I'm not hearing any.

7 Julian, any thoughts?

8 MR. HULTGREN: I think a paper ballot in
9 this instance is appropriate.

10 However, it's nice to have the overall
11 provisions in the bylaws, but they don't spell out what
12 kind of a vote, whether it's a paper ballot --

13 FACILITATOR KERN: I'm sure that's fine.

14 MR. HULTGREN: -- a vote by voice
15 acclimation or what.

16 So there are a lot of things that could be
17 spelled out that would not be in violation or -- and also
18 not spelled out by the bylaws, and I think it would make
19 this a lot more -- a lot easier procedure.

20 So I think we should go forward --

21 FACILITATOR KERN: Okay.

22 MR. HULTGREN: -- with a ballot of some
23 sort right now.

24 MS. SEGAL: Didn't Michelle have a motion
25 that was tabled earlier?

1 MS. CHEEVER: There's another part of the
2 bylaws the Membership Committee delivers a report and
3 brief summaries of the qualifications and the candidates
4 are invited to attend the RAB meeting and introduce to
5 RAB members at the next RAB meeting.

6 MR. HULTGREN: What are you reading from?

7 MS. CHEEVER: Page 5 of the bylaws?

8 MR. HULTGREN: What does it say?

9 MS. CHEEVER: It says -- it also goes
10 into -- it's a different way of saying what I read
11 before. Community members can be added at any time.
12 Applications submitted to the Membership Committee. The
13 Membership Committee reviews by majority vote whether to
14 recommend.

15 Then it delivers to all community members
16 who are present at the monthly RAB meeting a report
17 stating the name and the summary of the qualifications.
18 Candidates will be invited to attend that RAB meeting,
19 introduce themselves as prospective members, and then
20 section D says: "At the next regular monthly RAB
21 meeting, a vote shall be taken to determine whether an
22 applicant shall be accepted for membership and a
23 two-thirds vote is necessary."

24 MR. HULTGREN: But historically we haven't
25 done any of those things.

1 MS. CHEEVER: Okay.

2 MR. HULTGREN: Okay. And we're not doing
3 any of those things tonight.

4 MR. BUDROE: Well, maybe we should,
5 though. If we've got the bylaws, we ought to follow the
6 bylaws. Otherwise, why do you have them?

7 MS. SEGAL: I think we've actually done
8 that. When Jan worked on the committee, we had a bunch
9 of applications. We have followed those procedures. I'm
10 sorry.

11 MR. BUDROE: What Julie just read is if
12 there's going to be a vote, it needs to be taken next
13 meeting.

14 FACILITATOR KERN: Michelle.

15 MS. PASSERO: This is a variation, and I'm
16 just wondering, since -- feeling a little awkward about
17 the discussion right now, but why don't we have you stay
18 throughout the meeting, and maybe if you leave a little
19 early, we can have a vote and a discussion on it, and
20 then -- and then maybe Doug could just follow up with you
21 on the outcome.

22 MR. KETCHAM: I'm fine with whatever
23 process you guys want.

24 MS. PASSERO: Yeah.

25 MR. KETCHAM: And I don't want to make it

1 uncomfortable, and I really just want to come to these
2 meetings as a good, efficient way to learn about what's
3 going on and I'm not so vitally interested in whether I'm
4 part of the group or not.

5 It's more that I'm able to come to these
6 meetings. So whatever you say is fine.

7 FACILITATOR KERN: Thank you, Jim, for
8 working through this with us, and let me just offer to
9 any -- you know, if there's a feeling of awkwardness,
10 just focus that on me for not handling it as well as I
11 might have.

12 If -- if everyone is okay, then we'll move
13 on and we'll take a vote at the end of our meeting. All
14 right.

15 Let me move on to item number 6 with Bob
16 who happens to have left.

17 MS. FANELLI: He should be coming back.

18 FACILITATOR KERN: I'm sure he's coming
19 back. We can get Agnes to speak, but she's not here.

20 Is there any new business? Yes.

21 MS. BLUM: No, sorry.

22 FACILITATOR KERN: Okay.

23 MS. BLUM: I wonder if it would be
24 appropriate for Terri Thomas to talk briefly about the
25 work that is going in Quartermaster Reach, which is

1 already relative to the RAB's work.

2 The open house is coming up and maybe we
3 can get some commentary on that.

4 FACILITATOR KERN: Quartermaster Reach,
5 there are remediation sites there, so Terri, what can you
6 tell us about that process?

7 MS. THOMAS: Well, we're beginning the
8 scoping for an environmental assessment for Quartermaster
9 Reach, which is an area of 207/231 --

10 MS. FANELLI: Correct.

11 MS. THOMAS: -- and kind of 60, or is it
12 on the edge of 60?

13 MS. FANELLI: On the edge of 60.

14 MS. THOMAS: Kind of by 60 and Halleck,
15 site-wise. It virtually what the Tennessee Hollow
16 Restoration Plan has is a creek that ends up joining the
17 marsh, and we'll be trying to broaden that group of
18 alternatives by looking at more of a marsh system, more
19 of a lagoon system and the creek system and ensuring that
20 all of the historic Quartermaster Reach -- the
21 Quartermaster district is that district where boats and
22 trains used to come in and unload the supplies for the
23 Army, and then it would go into the post from there.

24 So that's been a historic landscape plan
25 done and report done for several different areas, and

1 we're making sure that we can better interpret the
2 historic part of that as well as the recreational part
3 and having a trail going through there.

4 So we're going to be starting scoping the
5 26th. Is that right, Jan?

6 MS. BLUM: Yes.

7 MS. THOMAS: 26 at building 230 which is
8 the arc lab. I think it starts at 5:30. We'll have kind
9 of a public workshop, scoping. Exactly like Doug was
10 saying.

11 He was looking forward to that project.
12 What are people's ideas and what do they think is
13 possible?

14 So that's kind of the beginning focus, and
15 it is a joint project. It's a Presidio Trust project,
16 but it will also connect to Crissy Marsh, so we'll be
17 briefing the Park Service tomorrow, actually, going
18 through their NEPA process and their NHP process.

19 MS. SEGAL: Is it the area that's east of
20 the Crissy Field Center where the old nurse's -- the old
21 nurse's building?

22 MS. THOMAS: Mm-hmm.

23 MS. SEGAL: It's that area east of the old
24 nurse's center between Tennessee Hollow -- is it -- the
25 historic nurse's quarters, is that right in the middle of

1 it?

2 MS. THOMAS: Right on the side of it.
3 Where fillsite 6A was remediated and there's a creek
4 there.

5 MS. SEGAL: Yeah.

6 MS. THOMAS: It keeps following that creek
7 down and then it opens up --

8 MS. SEGAL: It will be the same
9 daylighting.

10 MS. THOMAS: It's a continuation of that
11 creek, correct. It would have a lot more tidal
12 influence, as well, because it will be further toward the
13 marsh trail.

14 MS. KRAMER: This isn't like the marsh
15 expansion? This is a separate project, but that happens
16 to include an aspect that is --

17 MS. THOMAS: Well, I would say it expands
18 marsh habitats. So it's not what -- there's a lot of
19 studies that went into what Crissy Marsh expansion means.

20 MS. KRAMER: Right.

21 MS. THOMAS: And there's a flushing issue.

22 MS. KRAMER: Right, right.

23 MS. THOMAS: That does not necessarily do
24 that at all. But there will be some marsh habitat --

25 MS. KRAMER: Mm-hmm.

1 MS. THOMAS: -- that will be increased,
2 and if the lagoon option were picked, then there might be
3 some increased tidal person, but that's also in scoping,
4 too.

5 MS. KRAMER: Mm-hmm.

6 FACILITATOR KERN: Thank you.

7 I want to encourage people to go to the
8 scoping meeting, find out about this project. It does
9 intersect with our building 207/231 and our fillsite 6B
10 projects.

11 Let's see. Moving around in the agenda
12 wildly, let's go back to item number 6 with Bob who
13 stepped out right when I called on you.

14 MR. BOGGS: I time things well.

15 FACILITATOR KERN: Do you have any input
16 into the group?

17 MR. BOGGS: Not really, not much.
18 There's, you know, as mentioned, some changes at my
19 agency. New person coming on to help out. But other
20 than that, it's business as usual.

21 FACILITATOR KERN: All right. Very good.

22 MS. BLUM: Bob?

23 MR. BOGGS: Yes.

24 MS. BLUM: The new person is helping you,
25 but not replacing you at the RAB; correct?

1 MR. BOGGS: Correct. However, in the
2 future, she might be coming to some of the meetings and
3 not me or vice versa. We might be phasing back some of
4 our participation in the RAB meetings. That got brought
5 up at our meeting this afternoon.

6 So she's -- she's a -- on equal footing
7 with me. She's a project manager, so when it comes to
8 landfill 1 and fillsite 2, she's going to be the point of
9 contact.

10 And as that gets closer and the landfill --
11 fillsite 1 and landfill 2 are like a subject of the RAB
12 meeting, she'll be coming to that RAB meeting.

13 MS. SEGAL: Are you still on required
14 furlough days and how long is that going to go on?

15 MR. BOGGS: Three -- first three Fridays
16 of the month and it's indefinite, ongoing indefinite at
17 this point.

18 MS. SEGAL: Thank you.

19 MS. PASSERO: You're saying that scaling
20 back, which is of the department in the RAB meetings or
21 just you?

22 MR. BOGGS: Just trying to see how we can
23 be more efficient. There's been a -- because we end up
24 rushing in this cycle of trying to get a RAP done and
25 trying to get the design done before the summer season

1 and we got the remediation going, then we're immediately
2 falling into rushing to try to get this next RAP done so
3 that we're kind of in that accelerated cycle, the close-
4 out of a lot of these sites has fallen behind, work that
5 we've done.

6 So given that schedule and that we have
7 three furlough days and lost fifteen percent of our time,
8 we're just trying to see okay. Where can we tighten our
9 belt.

10 And so whether it's participation in RAB
11 meetings or scheduling more meetings over there so
12 there's not travel time over here, things like that.
13 We're just trying to see what we can do to get time to
14 catch up on things.

15 MS. MONAGHAN: So the person who's going
16 to be helping out is Denise?

17 MR. BOGGS: No. Denise is our supervisor.
18 Her name is Remedio Sunga. She goes by Medi, M-e-d-i,
19 and in fact, if you wanted to e-mail her, you could
20 e-mail her at rsunga, s-u-n-g-a, @dtsc.ca.gov.

21 MS. MONAGHAN: Thanks.

22 FACILITATOR KERN: Very good.

23 I think we've reached our time in the
24 meeting where I would gently like to ask Jim if he might
25 give us a moment, and I very much appreciate you coming

1 here tonight and talking about yourself, fielding some
2 questions from us, and I will be in touch with you.

3 MR. KETCHAM: Thank you very much.

4 FACILITATOR KERN: Thanks, Jim.

5 Does everyone have a piece of paper with
6 them? Then I would -- without a sense of requesting a
7 motion, I think we know what we need to do.

8 Going back to the tabled motion, if you
9 would write on your ballot, place a yes, no or you do not
10 prefer to pass a vote, and please put something on there
11 so that I can at least count the numbers and not be
12 confused.

13 MR. BOGGS: Is it majority; two-thirds?

14 MS. BLUM: Two-thirds of whoever's here.
15 I did read that in the bylaws.

16 MS. PASSERO: A quorum.

17 MS. CHEEVER: Two-thirds of community
18 members present.

19 FACILITATOR KERN: I think I would give
20 these to Jan.

21 (Recess taken for voting).

22 FACILITATOR KERN: Jan has announced the
23 votes. By a vote of ten to one, he has been accepted on
24 the Restoration Advisory Board.

25 Thanks to everyone for your patience with

1 me in getting this accomplished, and as always, your
2 input and your comments during it are most welcome.

3 We need to be in touch about what we would
4 do in a couple weeks for the Planning Committee meeting.
5 It seems like there have been ideas that have come up
6 right after the RAB meeting, and I want to allow for
7 that, and whether we have a regular Planning Committee
8 meeting or some other thing, I want to leave that open to
9 you, and if you would contact Mark or myself about those
10 ideas; otherwise, we'll have our standard Planning
11 Committee meeting.

12 All right. Are there any other items for
13 the good of the order before we close? I will contact
14 Jim and welcome him on.

15 Then without objection, meeting adjourned.
16 Thank you very much for coming out tonight.

17 (The meeting concluded at 8:31 PM).

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1 STATE OF CALIFORNIA)

2 COUNTY OF SAN FRANCISCO)

3 I, the undersigned, hereby certify that the
4 discussion in the foregoing meeting was taken at the time
5 and place therein stated; that the foregoing is a full, true and
6 complete record of said matter.

7 I further certify that I am not of counsel or attorney for
8 either or any of the parties in the foregoing meeting and caption
9 named, or in any way interested in the outcome of the cause named in
10 said action.

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IN WITNESS WHEREOF I have

hereunto set my hand this

23rd day of October
2009.


MARK I. BRICKMAN CSR 5527

PRESIDIO RESTORATION ADVISORY BOARD MEETING

REPORTER'S TRANSCRIPT OF PROCEEDINGS

TUESDAY, NOVEMBER 10, 2009

OFFICER'S CLUB, BUILDING 50

PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR

License No. 5527

ATTENDEES

RAB Members:

Doug Kern, Facilitator

Eileen Fanelli

Brian Ullensvang

Bob Boggs

Agnes Farres

Peter O'Hara

Julie Cheever

Jan Blum

Sam Berman

John Budroe

Julian Hultgren

Michelle Passero

Edward Callanan

John Chester

Toni Kramer

Jim Ketcham

Also Present:

Mark Frey

---o0o---

BE IT REMEMBERED that, pursuant to Notice of the Meeting, and on November 10, 2009, at the Officer's Club, Building 50, Presidio of San Francisco, California, before me, MARK I. BRICKMAN, CSR No. 5527, State of California, there commenced a RAB meeting under the provisions of the Presidio Trust.

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AGENDA

	Page
1) Welcome and Introductions - Doug Kern	4
2) Agenda Discussion and Approval	4
3) Announcements and Old Business	5
4) Committee Business	5
5) Reports & Discussions	6
6) Regulatory Agency Status Updates/Inputs	
A. Robert Boggs, California DTSC - None	
B. Agnes Farres, California RWQCB - None	
7) New Business - None	
8) Review of Action Items - None	
9) Agenda Items for Upcoming Meetings	80
10) Adjournment	84

1 FACILITATOR KERN: Welcome, everyone.
2 This is the regularly scheduled meeting of the Presidio
3 Restoration Advisory Board for November 2009. Suddenly
4 the end of the year is catching up to us. Time for the
5 holidays, and of course hope everybody is staying well.
6 Been hearing around the schools certainly a lot of people
7 are catching things. So I wish everybody a healthy
8 holiday season.

9 I'd like to welcome the Presidio Trust, the
10 National Park Service, the Water Board and community
11 members of the Restoration Advisory Board and members of
12 the public tonight. Thanks for coming out.

13 The agenda got out this time and it didn't
14 have a lot on it, so hopefully if I were to ask you does
15 everybody approve of the agenda? Are there any things
16 that you would add, you would all raise your hands and
17 say I have a bunch of things to add.

18 Maybe I'll intercept that a little bit and
19 say we might go with a little landfill 10 construction
20 update type stuff.

21 MS. FANELLI: All right.

22 FACILITATOR KERN: We might examine
23 fillsite 1, landfill 2.

24 MS. FANELLI: I'm prepared.

25 FACILITATOR KERN: Very good. One thing

1 that I've been contacted by folks over at the Mountain
2 Lake Group, and so they've asked me if we could inquire
3 if there are any updates to Mountain Lake that you might
4 know of that you could tell us.

5 MS. FANELLI: Mm-hmm.

6 FACILITATOR KERN: So I would propose
7 those things for the agenda.

8 Are there any other items that people might
9 include?

10 All right. Moving on, any announcements or
11 old business?

12 MS. FANELLI: Just want to make sure that
13 everybody knows that next month's meeting the venue's
14 changed. Our board of directors is using the Officer's
15 Club. So we're going to be in the Hawthorne Room of the
16 Golden Gate Club.

17 FACILITATOR KERN: Very good. Golden Gate
18 Club.

19 That may -- we usually talk about a holiday
20 party around this time of the year, so we'll put that
21 maybe as a potential agenda item at -- when we cover the
22 rest of everything else. We can discuss whether we want
23 to do that or not.

24 Committee business. We -- we continued
25 with updates with respect to landfill 10 and fillsite 1

1 and landfill 2, much as we're going to talk about
2 tonight. Those are the primary issues in front of us.

3 And so I think if we could move on to item
4 number 5, if you would -- Eileen, let us know what the
5 latest thing from your perspective on landfill 8, 10--

6 MS. FANELLI: I could do that, or we could
7 start with fillsite 1, landfill 2.

8 FACILITATOR KERN: Either.

9 MS. FANELLI: Mark here is going to do a
10 lot of this, but at the last RAB meeting and at the last
11 planning meeting, we talked about a little bit -- Mark,
12 you can help me here. You can stand here and do this.

13 We talked a little bit about how the Trust,
14 various departments were working together to coordinate
15 the vision per the VMP and per the EA for Tennessee
16 Hollow, some of the landscaping work for that Upper El
17 Polin Springs landfill 1 -- fillsite 1, landfill 2 area.

18 And so that happened, and I had a -- a map
19 was being generated, and I had promised to kind of bring
20 that map. Terri couldn't come, and Mark is here. I'm
21 going to let Mark walk through and describe what that
22 vision looks like and he can answer questions.

23 MR. FREY: Can you guys actually see this
24 map?

25 MS. FANELLI: I didn't put it on a Power

1 Point only because I had to schlep everything.

2 MR. FREY: I'll come in the middle and
3 walk around.

4 FACILITATOR KERN: We could gather around
5 Sam over there and that would kind of put us all in one
6 spot.

7 MR. FREY: So these -- this is fillsite 1,
8 landfill 2 area. There's a bunch of stuff on the map.
9 These sort of dark blue outlines are the current idea of
10 what the remediation boundary would be for landfill 2 and
11 fillsite 1.

12 This massive dark line here is the sort of
13 mapped version of the VMP boundary.

14 So the -- the remedy of fillsite 1 as it
15 stands now is to remove all chemically contaminated fill
16 as it is at present, but there's material under it that
17 at least now appears to have --

18 MS. FANELLI: Just start with just the
19 overall land use area. The native forest.

20 MR. FREY: The boundary here shows this.
21 This area is going to be treated as native plant
22 community zone. This area to be historic forest and this
23 area will be treated as design landscape zone.

24 MR. BERMAN: What's there now in --

25 COMMISSIONER FRY: This map -- this --

1 it's pretty current. It's from last year, so this is all
2 tree here. This is a big sandy area where dogs are often
3 off-leash, even though they're not supposed to be, and
4 the ballfield is here, the big ballfield is here, and
5 these are trees, and this is parking lot.

6 MS. KRAMER: What's the blue?

7 MR. BERMAN: It's El Polin.

8 MS. BLUM: Light blue, ocean blue.

9 MS. FANELLI: You can see here. This is
10 where the ballfield construction will occur in this area.
11 This is just a schematic layout of the new parking lot
12 adjacent to Paul Goode Field, and then in this area, the
13 actual practice field that was identified or discussed in
14 the EA would be constructed.

15 There is a trail that is planned that would
16 come down from that area to El Polin Springs.

17 MR. BERMAN: Where's El Polin right now?
18 There?

19 MS. FANELLI: Right there. There's the
20 little well thing and there's the loop. What we wanted
21 to try to really show on here is how the native plant
22 zone, historical forest and the recreational areas are
23 all going to converge, and one of the purposes of our
24 getting together was to really look at that layout of
25 sites.

1 And we wanted to balance this, too, with
2 the VMP and with the biological opinion that exists for
3 the site, plus new information that was developed plus to
4 VMP, and I'm going to get the name wrong. It's the
5 historic vegetation study.

6 MR. FREY: Forest characterization study.

7 MS. FANELLI: That was done after the VMP
8 was formally adopted.

9 And so what this does is it takes into
10 account that new information.

11 And what you see is that native plant zones
12 will still be constructed. It would be obstructed into
13 this area, which will be newly exposed and have nice
14 soils.

15 So it will allow this area to be
16 constructed, and then this area that's historic forest
17 would be replaced once the landfill is removed, but it
18 will actually extend this direction into this area here,
19 which is currently the parking lot for Paul Goode Field,
20 and that's based on the analysis that's been done post
21 the VMP on where the historical forest used to be.

22 This area in here would be the native plant
23 zone, so native plants would kind of -- instead of being
24 like this, would sort of be like this, shifted a little
25 bit.

1 MR. BERMAN: Is the plan to remove all
2 these trees here?

3 MR. FREY: No. This --

4 MS. FANELLI: All these trees in this area
5 are starting to be removed in the next several days. We
6 hired a contractor.

7 MS. KRAMER: So this is just sort of an
8 aerial photographs of what is or was there with --

9 COMMISSIONER FRY: The photograph is
10 relatively current.

11 MS. KRAMER: It's not really showing what
12 was. It's hard to distinguish between what was there and
13 what the new design is on that.

14 MR. FREY: Well, the stuff that sort of
15 was there is mostly just trees and not a whole lot else.

16 MS. FANELLI: The photo's recent. The
17 photo is what it looks like today.

18 MR. FREY: These colors, all these fun
19 colors that overlay here are describing the way the land
20 is supposed to be -- is being proposed to be used, and so
21 colors don't actually mean anything necessarily.

22 This zone, currently zoned, this sort of
23 orangey here, it's forest, but it seems to make sense to
24 the Trust, and based on conversation with Fish and
25 Wildlife Service, to extend the native plant restoration

1 work into this portion that's actually zoned as a forest.

2 Whereas this portion, this yellow and this
3 yellow is currently zoned as a plant community zone, but
4 it seems to make sense based on the soil conditions that
5 are going to be exposed after landfill removal to be
6 treated as forest.

7 MS. FANELLI: And on the historical forest
8 site.

9 MR. FREY: And then this blue area is a --
10 we're calling that sort of a buffer area, so it's also
11 likely to be on top of material that's not native soils.

12 So it would be a more landscaped zone, and
13 if you do these -- these changes have the sort of added
14 benefit of having retaining the forest edge sort of the
15 upper part of El Polin.

16 MR. BERMAN: Where is E on this picture?

17 MS. FANELLI: E is not on there.

18 The plan is -- at least my understanding
19 from Terri is that this would be a native plant --
20 planted with native plants.

21 MR. FREY: A mix of native and non-
22 natives.

23 MS. FANELLI: And the concept is there
24 will be a transition from the recreational areas, the
25 trail going down. The forest would extend -- there would

1 be that screen that currently exists, because all these
2 trees are coming out, right? To do the native plant
3 restoration area.

4 There would be a screen reestablished that
5 kind of isolates the -- the natural area of El Polin
6 Spring from the recreational area, and then a transition
7 zone as you come off the recreational area, and we're
8 just presenting this as part of the context. Because
9 there's four or five different projects here.

10 Remediation's just one of them.
11 Remediation will come in first, obviously, and remove the
12 contaminated debris.

13 However, that's defined -- ultimately we'll
14 take some of that out, and then there will be other
15 design plans to construct this ballfield and get it
16 going, and I think there's a separate RFP process that's
17 going out for that and we're -- we'll be working with
18 Peter on how he's going to plant this area, and obviously
19 we deforested the area we disturbed, he would probably do
20 some reforestation in the area, and the same for the
21 native plant zones.

22 Our goal was just to show this because
23 there's a lot happening here, and we just wanted to be
24 really clear on how the Trust is actually working as a
25 unified unit to make sure all these things come together

1 and function properly. So it's really back story.

2 MS. KRAMER: So the point of this map is
3 that there are three colors, and those three blobs
4 represent a change from the master plan.

5 Is that the intent?

6 MS. FANELLI: It's a change from the --
7 it's a change from the BMP -- strict BMP line, it is.

8 MS. KRAMER: But it's 233 blobs that are
9 important?

10 MS. FANELLI: Pretty much.

11 MS. KRAMER: Everything else is sort of
12 background photograph.

13 MS. FANELLI: This is native plant and
14 stays that. This is forest and stays forest. These are
15 residential and stays that way. This is not currently
16 forest until it becomes forest.

17 MS. BLUM: It's a parking lot; isn't it?

18 MS. FANELLI: Yeah, but it would become
19 forest once the remediation is done.

20 MR. BERMAN: Pop Hicks Field is --

21 MS. FANELLI: It's up here.

22 MR. BERMAN: This is all sort of south of
23 that.

24 MS. PASSERO: How much -- so you pointed
25 to two blue circles as remediation and that's where --

1 are those total clean closures and complete removal,
2 then?

3 MS. FANELLI: Yes. That's the idea.
4 Right now we're proposing clean closure on both of those
5 sites.

6 MS. PASSERO: Would there still be -- over
7 here, there would still be some landfill material or --

8 MS. FANELLI: No. There would not be
9 contaminated debris fill under any circumstances. I
10 understand there is this question of fill.

11 It's not contaminated underneath, but part
12 of that -- working this out was that that can -- that
13 fill is not necessarily unsuitable for forest or
14 recreational areas or anything. It may not be ideal for
15 recreational plant restoration.

16 How this transition happens would be worked
17 out in design. Obviously we're working about changes and
18 how things happen. We don't have that kind of
19 information.

20 MR. CALLANAN: How old are the trees that
21 you would remove?

22 MR. FREY: Ah --

23 MS. FANELLI: We should know. At most a
24 hundred years.

25 MS. PASSERO: Will that be habitat?

1 MR. FREY: Any time you got dense
2 vegetation, you got areas where older stuff can hang out
3 and decaying plants, decaying trees. Create lots of
4 insects and therefore birds.

5 MS. KRAMER: Well, birds, too.

6 MR. FREY: Birds will eat the insects.
7 But these actually -- these are eucalyptus here. Most of
8 this is eucalyptus, and so they don't have a lot of decay
9 at this stage in their lifecycle.

10 MS. FANELLI: We're removing well over 300
11 trees, and obviously they're coming out of this area and
12 they're coming out of the area that we're constructing
13 here, and in addition, Natural Resources is taking out
14 some of the trees here. We're doing it all at the same
15 time.

16 That contract was bid. We awarded it to
17 Professional Tree Care. I think they've issued the
18 Notice to Proceed.

19 I think in the next couple of weeks, we --
20 you're going to see the change start to open.

21 They're going to be using this road to make
22 it happen. They're going to be staging on Pop Hicks. I
23 believe they're going to be doing their chipping
24 operations to keep it away from the residents.

25 There will be trees will be removed at Pop

1 Hicks. Probably the largest trees will be removed from
2 Pop Hicks. They need to put an access road in.

3 They will do the access road and then stage
4 out of there to take the wood offsite.

5 MS. BLUM: Is that Quarry Road?

6 MS. FANELLI: That is Quarry Trail.

7 MS. BLUM: Where does that exit the
8 wildlife area? Does it come out in residential district
9 in? What street does it come out on?

10 MS. FANELLI: Quarry Trail exits on Quarry
11 Road.

12 MS. BLUM: Where the steep hill is and
13 where the residential -- is Quarry Road the one that
14 leads into Pop Hicks?

15 MS. FANELLI: No.

16 MR. FREY: Next one over.

17 MS. FANELLI: Next one over. That's
18 Barnard. So they're going to build a new road, so never
19 on Quarry Road. They're going to put up a sound wall to
20 cut off the residents and they're going to build a new
21 road on to the trail on top of Pop Hicks Field.

22 So we will not have any construction
23 vehicles on any of the residential streets.

24 FACILITATOR KERN: Have people looked at
25 this new road and where it goes in terms of historical

1 moments? I know that -- I don't know exactly where
2 you're saying it's going to be, but it seems like behind
3 Pop Hicks, there's the trench warfare area.

4 MS. FANELLI: It won't be there.

5 MR. FREY: Yes. This is the area that we
6 call the mustard gas site. So there's --

7 MR. BERMAN: That's already cleared;
8 right?

9 MR. FREY: It's already cleared. You can
10 see this shadow is one of those practice foxholes. So
11 this road does in the go near.

12 MS. FANELLI: When I said that, it's
13 really coming off at the edge, right behind where the
14 street ends. And -- and really the top end.

15 Those trees will be removed, anyway, at
16 some point to do landfill E, and then that area's
17 identified as trail, so ultimately the road will be
18 removed and a trail will be put in that spot.

19 MS. PASSERO: So where would the fill --
20 otherwise, in terms of the total landfill, like relative
21 to those two circles, can you show where the rest of the
22 fill would be? Like is it -- this is clean fill over
23 here?

24 MS. FANELLI: This is debris fill that
25 we're removing.

1 MS. PASSERO: And that's the total
2 boundaries of the fill?

3 MS. FANELLI: Right.

4 MS. KRAMER: And that's all the fill or
5 just the contaminated fill?

6 MS. FANELLI: The remediation is just the
7 contaminated fill. It's in this area and we would
8 excavate it.

9 Then as part of future projects or final
10 design, we'll come up with a plan that will create this
11 as a natural area, and then that is -- any additional
12 fill or gravel that's not suitable for the restoration
13 would be removed.

14 Where it goes, I don't know at this point.
15 It could be used as fill in another portion of the site.
16 It may not be able to be used in another portion of the
17 site.

18 It will be handled in order for the
19 restoration part to happen.

20 MR. FREY: It's immediately below the
21 contaminated zone.

22 MS. KRAMER: So when you remove the
23 contaminated Fill, are you going to be doing more
24 testing?

25 MS. FANELLI: It will all be laid out in

1 the RAP. We have to do confirmation testing.

2 MS. KRAMER: That would go all the way
3 down to the bottom of that thirty feet or whatever those
4 pockets are?

5 MS. FANELLI: No, not necessarily. We've
6 sampled that underlying fill already, and we don't have
7 the confirmation plans, but normally when we do
8 confirmation sampling, we just sample the upper surfaces
9 to make sure that we have not left any of the debris in
10 place. That's normally how it happens.

11 MS. KRAMER: But once you remove
12 contaminated fill, you wouldn't retest?

13 MS. FANELLI: We would do --

14 MS. KRAMER: Because you'd have better.

15 MS. FANELLI: Not necessarily.

16 MS. KRAMER: -- access to those other
17 areas?

18 MS. FANELLI: That would be if somebody
19 feels we hadn't adequately characterized that fill. We
20 don't have that outcome yet. But that could be if there
21 was comments that it wouldn't adequately characterized,
22 sure.

23 MS. KRAMER: And who makes those comments?

24 MS. FANELLI: Well, DTSC makes those
25 comments or they would be made in the public forum when

1 the RAP is issued and people could make those comments.

2 MS. PASSERO: Would this be called a clean
3 closure even if there's still fill left?

4 MS. FANELLI: Yes. If it's earth fill.
5 If it's native natural materials. There's fill all over
6 San Francisco.

7 MR. BOGGS: It's not contaminated.
8 Generally how they have done it in the past, they'll dig
9 out all the stuff that's contaminated.

10 We actually go out in the field with them
11 and say, "Sample here, here, and here." There's already
12 a predescribed method.

13 They'll set up a grid across the site,
14 fifty foot by fifty foot, 75 foot by 75 foot. They'll
15 sample all across the bottom of what we think is the
16 contaminated material. It's at the surface after we've
17 removed that material.

18 Here there's going to be several feet of
19 depth of what's believed to be non-contaminated fill or
20 very, very low amounts of contamination, like if somebody
21 leached down.

22 And we also look for hot spots, anything
23 that looks off color and we'll say, "Okay. Take an extra
24 sample there."

25 We also go around the perimeter of the

1 site. We take samples like every so many feet around the
2 edge of the site, and so that's called the confirmation
3 sampling program, essentially.

4 That's kind of how it's been done in the
5 past.

6 Now occasionally there will be
7 difficulties. Fillsite 6A, we left part of the storm
8 drain in. We cleaned it out. It's pretty much clean,
9 but because of the historic building, it didn't quite
10 meet the standard.

11 What was the incinerator ash site last
12 year?

13 MS. FANELLI: 669?

14 MR. BOGGS: Yeah. There was a little
15 tiny -- we found this big mound of ash that we didn't
16 realize we had.

17 We dug it all out. We sampled, we did all
18 that, but there was this little tiny layer, no more than
19 like this thick, ten feet underground and it was
20 underneath the roadway.

21 We would have had to dig up the roadway, do
22 all this, so there was kind of an agreement set that
23 they'll put what's called an LUC or an LUN on this
24 portion of the site saying: "If you do future work here,
25 be aware there's contamination."

1 So pretty much a similar thing that's going
2 to happen here in that they'll have a program. Hopefully
3 it will be set out in the RAP to everybody's satisfaction
4 that they're going to sample on this grid, take so many
5 samples around the site, and then if some of these
6 samples are contaminated above cleanup levels, they'll go
7 ahead and dig a little further.

8 MS. FANELLI: Our plan is not to leave any
9 contamination.

10 MR. BERMAN: What are the COCs in this
11 existing for else now?

12 MS. FANELLI: In landfill 2, I think the
13 COCs are primarily metals and TAHs. I think there's a
14 few dioxins.

15 We have human health risk levels in
16 landfill 2 primarily associated with the ash. I think
17 most of our issues with fillsite 1 are ecological, and
18 COCs are just slightly different. They're very similar,
19 but you're right. The dioxins.

20 MR. CHESTER: So you're applying the human
21 health criteria to that section of the excavation?

22 MS. FANELLI: Actually, we applied for eco
23 restoration. We haven't applied the eco numbers.

24 I think for the forest, there's a
25 recreation number, and then for the native habitat,

1 there's eco.

2 MR. BERMAN: There are trees there that
3 existed before the contamination actually got in there;
4 is that right? The dioxins wouldn't be there a hundred
5 years ago; would they?

6 MS. FANELLI: Most of these trees in here
7 are not that old. The landfill was filled in the '40s
8 and '50s and the trees came basically afterward.

9 There might be some of this periphery that
10 are older and we'll only take out the trees that we have
11 to within ten foot of the construction area. We try to
12 save as many as we can.

13 There are some trees that are coming out
14 that are sort of in between the two that technically
15 don't necessarily have to because they're in the
16 excavation area, but leaving them creates an issue from a
17 wind standpoint where they're now at risk because they're
18 going to be buffeted by the wind. Peter Ehrlich's plan
19 is to have them removed.

20 So this little blip in the BMP is going to
21 our N squared, so it's still going through our process.
22 We wanted to share with you to kind of give some context
23 to the remediation that will be happening.

24 MS. BLUM: Even from here, I can't see the
25 second blue line.

1 Can you just show me where the landfill 2
2 delineation is? I can see this one. Oh, there it is.
3 It's really hard to see.

4 MS. FANELLI: The lights in here is not
5 the best. It's sort of moonlighting. We need an office
6 light.

7 MS. BLUM: I understand the
8 diversification of the forest is going to be something
9 that you can achieve by not planting just eucalyptus and
10 cypress, that you're going to enhance the forest so it
11 has more wildlife value.

12 Is that the case?

13 MR. FREY: I'll try to speak for Peter.
14 His goal in this landfill is to try out some -- some
15 species that haven't been planted before in the Presidio
16 historic forest in the land decade. The torrey pine,
17 shore pine, some other things.

18 MS. FANELLI: He's a -- there's some
19 cypress.

20 MR. FREY: Yeah.

21 MS. FANELLI: I know that some of them are
22 already being propagated. We have contracts to
23 propagate.

24 MR. FREY: This in part will be laid by
25 serpentine. But it is -- this is geologic formation, so

1 it's plunging into the ground here and will be relatively
2 thin throughout most of this landfill.

3 So he's trying to target some of these
4 species that are known to occur in some form of these
5 sites in the wild and try them out on this site, and the
6 plan as it is now is to have an understory of native oaks
7 and see how that goes.

8 MS. BLUM: We'll see.

9 MS. FANELLI: It will be very dramatic
10 over the next couple of weeks.

11 MS. BLUM: So dramatic.

12 MR. BERMAN: Yeah. Just --

13 FACILITATOR KERN: Do you have a feel for
14 how thick at the deepest the total combination of
15 contaminated plus what you're saying contaminated
16 fillsite 1 is?

17 MS. FANELLI: I don't have the report with
18 me, but the contamination debris fill that we're
19 proposing to remove I think is about 25 plus or minus
20 thick across the area, and then there's about the
21 equivalent, a little bit more, actually of earth fill
22 underneath it, a mixture of sand, sandy silts, some rocks
23 that came from the quarry operations that are over here.
24 But it varies.

25 FACILITATOR KERN: Do you have a feel for

1 how much that deeper layer has been evaluated?

2 MS. FANELLI: Well, you probably actually
3 have read the daily report more thoroughly than. I have.
4 I don't know actually how many samples that we took.

5 We characterized the sample very well.

6 When we first went out with our plan, which was discussed

7 many, many months ago, our entire purpose was to sample

8 waste, sample underneath the waste and sample to bedrock

9 so we could get some very good characterization of all of

10 the different material, and that was our objective, and

11 we feel that we've achieved it through the work that

12 we've done.

13 But I can't off the top of my head say that
14 the number of samples that we've taken -- we've taken
15 over a hundred samples from the area. I can't
16 differentiate how many came out of the waste and how many
17 deeper.

18 I don't know, Bob, if you know off the top
19 of your head.

20 I'm not sure. That's why we laid out grids
21 on both sites and we sampled systemically all of those
22 different units, and we purposely sampled underneath the
23 debris fill into the earth.

24 MR. CHESTER: Are there composite samples?

25 MS. FANELLI: These are all screens for

1 the most parts.

2 FACILITATOR KERN: And you feel it's
3 pretty well controlled around the limits?

4 MS. FANELLI: That's one reason why we
5 actually did the grid sampling to make sure that we could
6 get some very decent edge definition going into the
7 design, so we didn't have a lot of open questions.

8 MS. KRAMER: And how did you determine
9 what the edges were? Was that from historic maps or
10 looking at topo maps or --

11 MS. FANELLI: Going back to the work plan,
12 and I think we did a few presentations on this. We did
13 have some historic perhaps maps. We had some historic
14 topo that we overlaid to try to get the idea of where the
15 debris fill had occurred, and then we laid this grid out
16 over that entire area.

17 We sampled in each grid, and then we did
18 some additional testing based on conversations to get
19 edges in particular down here around landfill 2, and we
20 did some additional testing in this area to try to
21 understand this dynamic between the housing area and the
22 ballfield area, as well.

23 MR. BERMAN: People have walked through
24 landfill 2 several generations; right? Has anyone ever
25 been sick? Has there ever been -- I mean, has there ever

1 been any -- any sign of any human health hazard?

2 At one time, I used to walk through there
3 when I had a dog, you know, three times a week.

4 MS. FANELLI: I don't know of any.

5 FACILITATOR KERN: It may explain some
6 things.

7 MS. FANELLI: There is sand on top. There
8 is cover, and there's a lot of trees. The cover's not
9 thick, but I don't know if anybody has. None that's been
10 reported.

11 FACILITATOR KERN: The material's actually
12 exposed at the surface.

13 MS. FANELLI: In some places, yes.

14 FACILITATOR KERN: And I think there's
15 evidence that there's material moving downgradient from
16 landfill 2.

17 So yeah, it's been out there for a long
18 time and it's moving downhill a little bit.

19 MS. FANELLI: The data report does show, I
20 think, the concentration is relative to the cleanup
21 levels, and again, I don't have it here with me, but I
22 know copies have been provided, you know, to the RAB.

23 It's on our Sharepoint site, and if we need
24 to get additional copies out to you, we can do that.

25 MR. BERMAN: But the risk must be fairly

1 low, the human health risk?

2 MS. FANELLI: They tend to be.

3 FACILITATOR KERN: Although there are
4 counts of 25,000 parts per million lead at landfill 2,
5 multiple samples. There's a lot of lead at landfill 2.

6 MR. BERMAN: Right.

7 MS. FANELLI: Particularly in the turn
8 stuff.

9 MR. BERMAN: But that's down far.

10 MS. FANELLI: But there is bad stuff in
11 there.

12 MS. KRAMER: So is the new playing field
13 going to be over part of that area that's not going to be
14 excavated?

15 MS. FANELLI: Well, we're going to
16 excavate this whole area, and to build their playing
17 field, we might actually have to bring in more earth,
18 right?

19 So you asked about how -- what this other
20 field might be used for. There could be a whole bunch of
21 grading after we remove the bad stuff to implement this
22 land shape.

23 MS. KRAMER: So that could be used.

24 MS. FANELLI: Sure.

25 MS. KRAMER: That fill could be used under

1 the ballpark?

2 MS. FANELLI: We feel particularly if it's
3 not contaminated fill, it might be fill. As long as it
4 had the proper engineering properties, it could be pushed
5 up.

6 FACILITATOR KERN: Where would you imagine
7 there to be a native surface near the -- say, fillsite 1
8 area? Where would it be fill and where would it be
9 native?

10 MR. FREY: Well, we're fairly confident
11 that pretty close to this border, we have native material
12 there.

13 I mean, this area's one of the old -- has
14 been not disturbed for some of the longest time in any of
15 the Presidio. The dam is from the 1860s, so material has
16 been moved around for well over a hundred years there,
17 but I would say that this area's probably pretty much
18 native fill -- native soil, and that's roughly correlates
19 with what the fill map comparing 1871 to 2000 shows.

20 We don't have good enough information going
21 back before 1871 to know for sure, and I think the --
22 once the contaminated fill's removed, that this portion,
23 some edge of it will be relatively thin. It does thin
24 out towards the edge.

25 So with a little tiny bit of grading to get

1 down to native material there easily.

2 MS. FANELLI: So that is the idea. This
3 whole area would be back to a native ground surface.
4 There's obviously engineering how to get to this.
5 Obviously we have no vision of that yet until we get to
6 that.

7 MR. FREY: Fillsite 6A where you want to
8 get down to native material, it turned out to be
9 relatively simple because the native material, you can
10 move around a little bit.

11 And here, because it's been worked on even
12 longer than that, there may have been native material
13 that was moved around within the area and there's no
14 chemical contaminations in that, and then there was fill
15 put on top of that.

16 You could -- you get down to what is
17 material that is local, but not in the sort of native
18 arrangement.

19 Then you could remove that material and it
20 could be below grade what the native material would have
21 been, but you get to native material in the right
22 position.

23 So it's a little bit complicated, you know,
24 not like there's just a bowl of an area that happened to
25 be shaped like a bowl and filled in. They probably dug

1 it out and did something there.

2 MS. PASSERO: What's going to happen --
3 there's some underground spring in that area. When
4 you're doing that, do you anticipate maybe reaching areas
5 where there might be water?

6 MR. FREY: Well, certainly over the toe of
7 landfill 2, right here. There's a wetlands near, but
8 just outside the boundary. The prospective boundary.

9 I imagine that this area will be wet, and
10 perhaps one of the reasons that eucalyptus are in here.
11 The Army may have said, "It's really wet. We need to dry
12 it out."

13 It will probably qualify as sand, at least
14 in this area. Perhaps even farther back.

15 MS. FANELLI: There are natural seeps, and
16 the idea is to expose them.

17 MR. FREY: The same might be true over
18 here, although the water that flows out here is not
19 perennial. It's just intermittent, and right now this
20 large body of sand I believe functions like a sponge.

21 Water comes down through rain, soaks up
22 over here, and after some level is reached, it starts
23 oozing out and forms this little channel. So that likely
24 will change somewhat, but I doubt it will change actually
25 that much.

1 MS. FANELLI: In terms of future RAB
2 meeting topics, jumping ahead, one of the things that I'd
3 like to do is -- and I have to talk to Medi really about
4 it -- is try to have a more formal presentation on where
5 we are with this RAP in the December meeting. So we can
6 spend a little bit of time.

7 I've got to get confirmation that Medi and
8 DTSC are ready to do that, but I have asked them if -- if
9 we could do that, and so try to cover it in a little more
10 detail and update it.

11 MS. BLUM: Since we're going to have such
12 an enormous -- another enormous disturbance in a water
13 area, which is so important to Crissy Field, what extra
14 steps are you going to do to make sure that a lot of this
15 debris and chipping and dirt doesn't end up in the
16 habitat areas, and Crissy Field in particular?

17 I know we had a wood chip problem that had
18 eucalyptus chips in El Polin Springs.

19 MS. FANELLI: Did they migrate to Crissy
20 Field storm drain?

21 MS. BLUM: The Crissy Field doesn't do
22 much for the water quality.

23 MS. FANELLI: I'm asking for a
24 clarification.

25 MS. BLUM: I think it was put down for

1 another reason.

2 MS. FANELLI: But it got into the storm
3 drain system?

4 MS. BLUM: It was in the springs.

5 MR. FREY: It didn't get any further than
6 this.

7 MS. BLUM: But things happen, and we don't
8 want -- things end up in Crissy Marsh -- we had enough
9 problems with the water already without additional --

10 MS. FANELLI: All right.

11 MS. BLUM: So I'm just saying heads-up on
12 that, and I hope -- hopefully we'll hear more details on
13 how we're going to protect that water area.

14 MR. FREY: Yeah.

15 MS. PASSERO: Thanks.

16 FACILITATOR KERN: Thanks, Mark.

17 MR. BERMAN: This is a coordinated
18 project, then, between remediation and the other parts of
19 the Presidio that are involved with carrying out the --

20 MS. FANELLI: Yes, it is.

21 MR. BERMAN: How -- I mean, it's
22 coordinated and someone figures out how to budget it so
23 that the budget is properly distributed among the
24 parties?

25 MS. FANELLI: Right. Remediation would

1 handle remediation issues, and then the ballfield
2 folks -- the Planning Department.

3 MR. FREY: I just wrote a check for
4 \$75,000 for tree removal.

5 MS. FANELLI: That's right. We combine
6 our efforts when we can and we can get synergy. We do it
7 in one contract, and we try to schedule it.

8 When one body's not ready to fund, we don't
9 necessarily use another department's money to fund it,
10 but we'll get the site prepared so that they can come
11 back in and do it.

12 But at this point, the whole purpose of
13 doing this is all these projects are actually moving
14 forward at the same time and we're trying to coordinate
15 it so that when we're -- remediation is done, the ball-
16 field can go into place and other work can go into place.

17 MS. BLUM: So Eileen, as long as we're
18 road building so that Quarry Road can handle heavy
19 equipment, who's funding that? It sounds like more than
20 a path to me if we're going to have big heavy equipment
21 going out of there.

22 MS. FANELLI: The temporary road's being
23 funded by remediation. It is not that wide. I believe
24 it's about twelve foot wide. It narrows. It's not wide
25 enough for two vehicles to pass.

1 There are portions on the road, Quarry
2 Trail where one can pull over, but there will have to be
3 some flag person issues when we're actually moving
4 material back and forth.

5 MR. BERMAN: The park people will use that
6 road, also?

7 MS. FANELLI: No. The temporary road will
8 go away when we're done with the work. It will become a
9 trail. They will remove it. It's the a temporary road.

10 It will be in place for the tree removal
11 and we'll leave it in place for the actual debris
12 removal, remediation, construction and they will stage on
13 landfill E.

14 Now, when landfill E goes the following
15 year, I don't see right now any need for that road, for
16 the Landfill E remediation, but I won't get rid of it yet
17 until we know what they may or may not need.

18 But I don't think that they would, because
19 we're doing restoration at the other end and there will
20 be no other outlets for them at that direction.

21 So I see it being removed at the end of
22 the -- the connection from Quarry Trail, the road being
23 removed at the end of fillsite 1, landfill 2 work or
24 beginning to break back down to a trail.

25 MR. BERMAN: So the contamination is going

1 to be removed offsite?

2 MS. FANELLI: Mm-hmm.

3 MR. BERMAN: And none of that will be
4 piled up and taken away? It's just going to be moved as
5 it's dug out; is that right?

6 MS. FANELLI: Yeah. We don't actually
7 have the details. It will be loaded into vehicles, the
8 vehicles would exit through landfill E, and then Barnard
9 and out.

10 MR. BERMAN: Out through the Lombard gate,
11 then?

12 MS. FANELLI: Yes, or if it's going over
13 the bridge, however they -- the roads that we're allowed
14 to use. Stay on Lincoln, get back on Doyle Drive if it's
15 open and they can get on it, whatever. That's how they
16 would go.

17 MR. BERMAN: There will be a lot of truck
18 movement involved?

19 MS. FANELLI: There's a lot of trucks.
20 There's 70,000 yards that we've estimated with debris
21 fill, and, you know, we're talking 4,000 plus trucks.

22 MS. BLUM: Wow.

23 FACILITATOR KERN: Is that between the two
24 sites?

25 MS. FANELLI: Yes. So the idea is to keep

1 that off of the residential streets and keep it on
2 Barnard avenue, try to minimize what we have to do with
3 the neighbors.

4 MR. BOGGS: Also add to that, Sam, most
5 contractors will want to reserve the ability to kind of
6 dig it up, stockpile it and then be able to load it into
7 trucks rather than be committed to loading it directly
8 from the landfill to trucks. Sometimes that's not easy
9 to do.

10 MR. BERMAN: Yeah. That's what I was
11 thinking.

12 MS. FANELLI: We'll work with them. We
13 don't want them to do too much staging on landfill E and
14 moving. We'd like to keep that stuff as far away from
15 the residents as possible just so that it's not a
16 nuisance.

17 You know, even if it's just a mental
18 nuisance. Obviously we wouldn't be creating a health
19 hazard.

20 But we haven't gotten that far, obviously,
21 in the design process.

22 MR. BERMAN: What happens to things like
23 dioxin when they're dug up and put on the truck? Can
24 they get into the air?

25 MS. FANELLI: If -- again, if it's a dusty

1 particle that can fly into the air, yes.

2 FACILITATOR KERN: The trucks are covered.

3 MR. BOGGS: Just the process of digging it
4 up and dumping it into the truck it creates a little bit
5 of dust.

6 They're generally pretty good about dust
7 control and keeping water sprayed on the dirt. This is
8 that's something they need to be diligent about.

9 It's not something like a vapor like
10 gasoline. You can smell a solvent. Dioxin won't be a
11 vapor. It will be attached to a dust particle.

12 MS. FANELLI: We will have a lot of
13 monitoring. Because we'll be near residents.

14 I would hope to do a robust monitoring.

15 MR. BERMAN: There will be realtime
16 sampling of the environment, huh?

17 MR. BOGGS: Right. In fact at landfill 10
18 right now, you can go out there and there's an active
19 dust monitor operating.

20 There's maybe one or -- there's -- there's
21 that little valley there that comes up Lobos Creek and
22 where it kind of concentrates the wind coming up.

23 There was dust there, but all the
24 measurements since that time have been well below
25 standards.

1 MS. FANELLI: We have four monitors there
2 and then we also do local monitoring with inspectors.

3 MR. BERMAN: Is there a number -- a cost
4 figure for what this entire endeavor will take? I
5 mean --

6 MS. FANELLI: Is there a budget?

7 MR. BERMAN: Mark showed us everything on
8 the map including the mediation, the restoration, the
9 reforestation and the beautification and the ballpark and
10 everything.

11 MS. FANELLI: There is numbers, but I'll
12 be honest. I don't have them with me. Next month is the
13 quarterly report and I'm working on it. I didn't bring
14 those detailed numbers.

15 But yeah, there are numbers for all of
16 this.

17 MR. BERMAN: So is it up in the twenty
18 million or so? When we look at the entirety.

19 MS. FANELLI: I don't think it's that
20 high. The remediation of --

21 MR. BERMAN: I'm talking about everything,
22 yeah.

23 MS. FANELLI: The remediation by itself, I
24 think we budgeted it eleven -- there's like eleven plus
25 million for the two sites, and I don't think all the

1 other stuff adds up to a million dollars.

2 I can move on to landfill 10.

3 FACILITATOR KERN: Any other questions?

4 MR. BERMAN: That was really quite
5 interesting, and it looks like a massive project that's
6 been pretty well coordinated, so --

7 MS. FANELLI: So far. It's knock wood,
8 but we're hoping to do -- when you get to agenda items,
9 I'd like to -- next month is our financial report, but --

10 FACILITATOR KERN: I've got it noted.

11 MS. FANELLI: If we can -- I'll work with
12 Medi and see what we can do to get some more information
13 out.

14 She's been on vacation. I know she's
15 coming back next week, and we've been desirous of her to
16 get us information so we can get it out to you, as well.

17 Okay. So landfill 10. I don't have any
18 slides for you today. As you all know, it's been
19 somewhat of a rough month, because we had these two
20 storms, but if you look at the site today, it looks
21 pretty good.

22 Not everything is covered with fabric, but
23 we did cover the area on the slope next to the Weinstocks
24 and the area to the north is done, and we are actively
25 working on the top deck.

1 The two issues that we have that we're
2 dealing with are the fact that the contractor has been
3 delayed and has aggravated that delay because we don't
4 have two foot of cover soil everywhere, and the cover
5 soil -- he brought in a different cover soil that is now
6 stockpiled and under plastic because we tested it and it
7 didn't meet specification.

8 So we've issued our contractor what we call
9 a cure, notice to cure that he has provided materials
10 that are out of spec, basically, and he needs to do
11 something about it.

12 And so there's one path where he's working
13 on trying to cure that soil. We'll come back to that.

14 Obviously the storms were not good for us.
15 We know we've had silt that discharged from the site. So
16 the Water Board has done some inspections. They've given
17 us inspection reports and we are actively working with
18 the -- to help get the contractor to adequately respond
19 and implement appropriate storm water controls now that
20 we've been delayed into the wet season till we get done.
21 So we are working on that.

22 So this letter that went out to them said
23 you got to do something about the soil. You know, you
24 brought us stuff that didn't meet spec. That's further
25 delayed us. We're into the wet season and we've had

1 inspections that shows that there's improvement that
2 needs to be made to our erosion control, so please do it.

3 So we're leaning heavily on our contractor.

4 That said, let's go back to the soil. To
5 cure the soil, he has some choices. He could bring a
6 soil that meets spec.

7 Well, if he had had it, he probably would
8 have brought us to us by now. So he probably doesn't.

9 One of the things that he's looking at is a
10 blend of the two soils that he has onsite.

11 One of the main issues with the soil is
12 high content. So we're waiting to get data back -- we
13 don't have it yet -- to see if he can blend these soils
14 and to get it to meet our specification, and then we get
15 to place it on the slope.

16 MS. KRAMER: So was it too high in clay?

17 MS. FANELLI: No. It was too high.

18 MS. KRAMER: Too high. Was -- the weed
19 issue that Brian had mentioned earlier, was that --

20 MS. FANELLI: Not on this second stuff.
21 The second stuff doesn't have any weeds. The first soil
22 has a higher weed content.

23 So anyway, we're looking to try to fix
24 that, and hopefully we get a solution, because if we
25 don't, then he's going to have to probably come back,

1 which is not something that we actually -- it creates a
2 whole list and a whole sequence of other problems if he
3 has to do that clean the areas where they've started
4 putting the netting --

5 MS. FANELLI: Those are done.

6 MS. KRAMER: So obviously that isn't done
7 before you have the cover there? So it's the area that
8 you don't have the soil.

9 MS. FANELLI: Right. Every place has at
10 least one foot of soil, and a chunk has -- other places
11 that aren't covered. everything has one foot of
12 compacted soil and a lot of it has more than one foot.

13 So the contractor would -- if they were
14 going to mix, they do have to have some of that material
15 stockpiled on the site.

16 They would have to harvest some of the
17 material they've already placed in order to mix that.
18 They would probably take from the area where -- they
19 would decide. They would probably take it obviously from
20 the easiest area they can reach it.

21 We have a meeting with them Thursday
22 morning to try to get through some of these issues.

23 FACILITATOR KERN: Jan, please.

24 MS. BLUM: I might have misunderstood what
25 you just said. Every place has at least one foot of

1 compacted soil, but we don't have enough for the balance
2 of the area?

3 They wouldn't be taking some of the
4 compacted soil off --

5 MS. FANELLI: Yeah, they might.

6 MS. BLUM: Wouldn't we be then mixing our
7 soils up on the slope?

8 MS. FANELLI: Not on the slope. They
9 would mix it on the top deck.

10 MS. BLUM: They'd be taking the compacted
11 soil off the slope or not off the slope.

12 MS. FANELLI: Off the slope to mix.
13 So they have stockpiled soil on the
14 surface.

15 MS. BLUM: Okay.

16 MS. FANELLI: They have two kinds. They
17 have a pile of stuff that's already on the slope and they
18 have new stuff that doesn't meet spec.

19 Their plan would be if they could to mix
20 soils. To get it to meet spec, they would have to take
21 some of the soils already on the slope up to take it.
22 Then they would replace it on the slope.

23 MS. BLUM: Wouldn't you run the risk of
24 taking the bad fill that you've just covered with one
25 foot of new soil?

1 MS. FANELLI: No. They would just take a
2 few inches off of the top to get the volume that they
3 need. They wouldn't cut anywhere near to the original
4 debris fill.

5 MS. PASSERO: How does this affect the
6 subsequent planting and with the plants that have been
7 identified?

8 MS. FANELLI: The spec that it doesn't
9 meet is the horticultural clay. It meets all of the
10 engineering specs.

11 Once it's in spec, it's in spec and it
12 should be all right.

13 Now, the clay is still high. We would have
14 to work with all the natural resources. We have been
15 talking with Sue Christy with the Park Service to make
16 sure once we see where the contractor is proposing, if
17 it's in spec, is there anything we'd want to do to
18 facilitate, promote plant growth.

19 MR. BUDROE: Does the contractor know what
20 he was doing bringing this stuff in to begin with? Did
21 he think he was going to get away with it?

22 MS. FANELLI: No. He just did really bad
23 estimates.

24 I'm not going to use the word "excuses,"
25 but one of the things that he experienced, besides doing

1 poor estimates to begin with, is when you bring soil
2 in -- when you measure soil in place, it's one volume,
3 and when you excavate it, it fluffs.

4 So what happened is normally you'll get
5 like a thirty percent compaction, so my fluff volume, my
6 bank volume, when you place it, it's small because I'm
7 compressing it. I'm compacting it.

8 They were getting much higher compaction
9 rates like forty plus.

10 He might have said okay. To cover this
11 area, I'm going to estimate in place it's a thousand
12 yards, and if I have a thirty percent reduction, then I
13 need to bring in 13, 14,000 yards to get that placed
14 there.

15 That number estimating was off. That was
16 one of his problems.

17 MR. BUDROE: How did that relate to the
18 material not being in spec?

19 MS. FANELLI: He ran out of the first
20 stuff. He couldn't get any more of it from his borrow
21 source is what happened.

22 So this is still coming from the same
23 source, but it's a lower layer. It's a different layer.

24 So the first stuff he brought in's in spec.
25 That's fine. The second stuff he brought in, he ran out

1 of first stuff.

2 MR. BUDROE: He thought he could slip that
3 by?

4 MS. FANELLI: He didn't. We cut it off
5 the first, second truckload.

6 MR. BUDROE: But he made a shot at it.

7 MS. FANELLI: I honestly don't think our
8 contractor's a dishonest person. I think they just made
9 some -- once we called it and we sampled it, he's
10 behaving and working with us on it.

11 But you're right.

12 FACILITATOR KERN: Yeah. If nobody had
13 said anything, he probably would have tried to place it
14 on the slope as is.

15 MR. BUDROE: Has he been used by contract
16 before?

17 MS. FANELLI: No, he hasn't. He's a new
18 contractor to the Trust. He's been used by Santa Clara
19 Valley Water District. That was one of his more recent
20 jobs.

21 MR. BUDROE: Is there any kind of -- given
22 whatever time delays are caused by that are pretty much
23 his fault, is there any kind of performance penalty on
24 that?

25 MS. FANELLI: Yeah. There is, and we're

1 using all of our contractual rights to compel him to
2 comply and do the work.

3 MS. PASSERO: Brian, just your thoughts or
4 summary on it.

5 MR. ULLENSVANG: Well, we've expressed
6 concern to the Trust about the new soil and we're worried
7 about it, too, and we've met with the Trust and they're
8 going to work with their contractor to fix the problem.

9 So we're anxious to see it gets mix fixed.

10 MS. FANELLI: We are, too.

11 MS. PASSERO: I mean, there's no
12 alternative for taking the soil back and finding the
13 right --

14 MS. FANELLI: That's an option and the
15 contractor can do it. He can bring in an alternative
16 soil source. He needs to propose it.

17 MS. PASSERO: I kind of feel why should
18 the plans be, you know -- why even take the risk of doing
19 that when you just refuse it, say, "Look, you brought the
20 wrong stuff. Bring the right stuff" and let's not worry
21 about it, then.

22 MS. FANELLI: Because there's other
23 ramifications to the rest of the construction, to the
24 operation of the Public Health Services Hospital.
25 There's other downsides, and the contractor, if he

1 decided to delay and affect us that way, it affects us,
2 it affects him.

3 He has certain rights under the contract,
4 you know. I'm sure you're aware if he can make this
5 stuff meet spec, then he can do that.

6 If he can't, he has to bring in new stuff,
7 and if he can't do it timely, then he has to do it in the
8 future and he's got to tell us how he's going to do that
9 so that it doesn't affect our other operations.

10 So it's complex and it's costly and there's
11 damages on the sides.

12 Our interest is really to get him out of
13 there if we could. So if there was a short-term
14 solution, it's better than a long-term solution.

15 MR. ULLENSVANG: We feel that
16 inappropriate soil on the cover will affect us in the
17 long-term and create important plants roads and increased
18 chance of erosion in the future.

19 MS. BLUM: This brings to mind of delays,
20 now that we're deep into the rainy season, affects of
21 water supply and control erosion on the slope. That
22 would seem to me pretty high exclamation point in
23 landfill 10.

24 MS. FANELLI: That's one reason. There's
25 not a lot of time to make a decision on what he's going

1 to do. So he's got to give us his plan, and we're
2 meeting with him and working with him on a daily basis on
3 it.

4 MR. BUDROE: What's going to happen if he
5 says, "Look, I can't do it. Sorry. You're out of luck"?

6 MS. FANELLI: There's probably lots -- he
7 can't just walk away from the contract.

8 MR. BUDROE: Well, he can, and then you
9 got to take him to court.

10 MS. FANELLI: We would obviously just
11 leave the site like it looks. Obviously -- and I don't
12 think that's going to happen. The contractor is trying
13 to work with us and within the contract to make good on
14 the commitments that he made.

15 But if he did just what you said and walked
16 away tomorrow, then the Trust would have to come out with
17 some emergency measures and button up the site, and
18 that's exactly what we would do.

19 MR. BOGGS: There's ways of winterizing
20 those kind of sites. It's not pretty. It's not nice.
21 Sheet plastic to keep water from eroding into the
22 landfill and having contaminated runoff, but we're
23 talking worst case scenario.

24 Of course everybody's working towards a
25 solution, but it can be done on a worst case scenario.

1 MS. FANELLI: They would basically fabric
2 the slope up and let plants grow over this first season
3 because the slope is basically covered.

4 The damages to us would be really more of a
5 top deck because we have a building that needs a park
6 being lot that's supposed to have a parking lot on it,
7 and that's what we're trying to get constructed, as well.

8 FACILITATOR KERN: Julian.

9 MR. HULTGREN: Me?

10 FACILITATOR KERN: Yes.

11 MR. HULTGREN: As far as completing the
12 project, you must have some sort of progress arrangement,
13 contract, don't you, progress payments?

14 MS. FANELLI: Mm-hmm.

15 MR. HULTGREN: Then withhold some. If he
16 defaults, you don't pay him anymore.

17 MS. FANELLI: That's right.

18 MR. HULTGREN: You go out and get a new
19 contractor on an emergency basis.

20 MS. FANELLI: We've sent him a cure notice
21 and we said in that notice if he fails to cure, he's in
22 default of the contract.

23 We've raised this to a very serious level
24 with the contractor.

25 FACILITATOR KERN: It seems that -- and I

1 think you've mentioned this before -- once it rains a
2 little bit, then there's a need to let it dry out before
3 you can get the equipment on there.

4 Is that going to still be a factor if we
5 start getting intermittent rains?

6 MS. FANELLI: It is, and what we've asked
7 the contractor to do is tell us how he's going to handle
8 that with the schedule, obviously, how they're going to
9 protect the work so they don't lose massive days.

10 Rains like on Friday, the site was fine.
11 They didn't lose -- they lost some time on the top deck.
12 They couldn't work on the slope because they're still
13 trying to figure out what they're going to do with the
14 soil.

15 So yes, that's part of -- that's part of
16 the equation. You can't have a rain day and then three
17 days of down day and then it rains again.

18 FACILITATOR KERN: Right. I was just
19 wondering if there become a day where you have to make
20 the decision that Bob was saying about, you know, we've
21 got to close the site because we're never going to get
22 enough dry days --

23 MS. FANELLI: There is. There probably
24 would be.

25 I -- in this case, I don't think we're

1 going to get there on the top. I think they'll be able
2 to get that done. I'm just hoping if they can solve the
3 soil problem, that we get enough dry days to implement
4 that.

5 That's not a one-day shot or a two-day
6 shot. It will take them several days to mix and then
7 apply and compact.

8 FACILITATOR KERN: Yes.

9 MS. PASSERO: I'm just trying to
10 understand all the downsides of -- of doing that.

11 Is it just a matter of -- because it seems
12 like it would be on awful lot of work to try to mix the
13 soil on the slope, too, to bring it to spec.

14 And so what -- instead of taking the soil
15 back and bringing back the right soil, you know, what are
16 all the like -- the other aspects of it that make it the
17 downside?

18 MS. FANELLI: Well, we have plants that
19 are already grown that are ready to go on the slope. We
20 have to put in -- you have -- the contractor would have
21 to really put in full erosion control, permanent erosion
22 control only to take it up.

23 The contractor needs to put a parking lot
24 with curbs on the top. Once he works over there, he
25 can't do it without damaging it and taking the parking

1 lot out of service.

2 It will probably be in service for the
3 residents of the Public Health Services Hospital.

4 The access to the site has been through the
5 toe. That toe area's supposed to be reestablished with
6 sand for lyssingia.

7 So you either have to destroy that or not
8 put that in place to get back access at the toe.

9 So there's a lot of issues associated --
10 associated with this, a lot of costs, that if the
11 contractor's going to weigh that out, and if it's in
12 spec, contractually I have a hard time saying it's not
13 acceptable, right.

14 So they have a claim against me if they can
15 provide something that's in spec.

16 So we're working with them to make sure not
17 only is it in spec, but it's in spec and we like it
18 enough and we feel we can get it to grow the plant, and
19 the plants will be successful.

20 MS. PASSERO: At what point do you know --
21 like sit only until down the road that you realize oh,
22 this wasn't right? You know what I mean?

23 At that point it becomes more expensive to
24 try to remedy it.

25 MS. FANELLI: I think we have a pretty

1 good handle. They're doing pretty good testing as we
2 speak to see if they can get it into spec.

3 Is it perfect soil? No, no. But you have
4 to remember, too, that we had quite a challenge here. We
5 have steep slope that has to have a cover. It means that
6 the soil has to have a certain property to stick on the
7 slope.

8 At the same time, you want it to be able to
9 plant. Those two specs probably that have this much
10 overlap in them. We're dealing with some margins here,
11 right?

12 Because I can get stuff to stick pretty
13 well and I could put other kinds of vegetation on it that
14 may be more traditional type on the cover and have
15 broader range of what the properties are, but we're
16 trying to do something right and create a nicer habitat.

17 So we have sort of a tough -- a tough call
18 to get the soil to stay in place.

19 MS. PASSERO: Are you able to recover
20 damages if it doesn't work out in the end?

21 MS. FANELLI: Really if the stuff doesn't
22 work, there's warranty in the contract, the contract
23 terms and conditions.

24 MR. BUDROE: What kind of lessons can get
25 taken back? That's kind of an interesting thing, we're

1 walking a really fine design line there. We need a set
2 of characteristics that will work with the slope angle
3 and stuff and then we've got the design characteristics
4 that say we have -- we want a certain kind of plant in
5 there and the biology of that soil.

6 The decision to go ahead and do what was
7 done in general was -- to save money in large part.
8 So --

9 MS. FANELLI: Actually, it was done as
10 part of the RAP. That's what the RAP said that we were
11 going to do. A two foot cover.

12 MR. BUDROE: The RAP was designed to save
13 money. There were other alternatives to be done that
14 weren't necessarily picked.

15 The best thing that could have been done,
16 there was a large measure of this is how much scratch I'm
17 going to save on the deal.

18 MS. FANELLI: I'm not sure I understand.
19 I really --

20 MR. BUDROE: Let me finish.

21 So this is -- going forward, you know, if
22 there's going to be a lot of other fine lines to be
23 walked in the interest of saving money, that that kind of
24 approach might want to be rethought.

25 MS. FANELLI: I guess you have to describe

1 to me exactly how -- how this was saving money. Because
2 I don't remember that from the RAP.

3 I'm not being --

4 MR. BUDROE: There were design
5 alternatives that weren't picked because they were more
6 expensive.

7 MS. FANELLI: The original RAP had no soil
8 cover and it was amending the slope and planting the
9 plants.

10 Through public comments, we had revised --
11 it was in there, but we revised it to put in the soil
12 cover.

13 So in fact, actually, the soil cover -- it
14 was automatically a more expensive alternative than what
15 was automatically -- than what was originally proposed.

16 MR. BUDROE: There were some things that
17 were brought up that were a lot more excavation, a lot
18 more removal. That was down-checked because it was going
19 to cost more money.

20 MS. FANELLI: Landfill 8, you're
21 absolutely right. There were alternatives that were
22 there to remove the fill, but I'm not sure that was the
23 case for 10.

24 FACILITATOR KERN: Well, let us -- I
25 appreciate the comment in general. I think, John, you're

1 asking are there lessons from trying to walk a fine line,
2 and I appreciate what you're saying there.

3 I'm not sure it's going to be helpful to us
4 to at least argue what happened right now, because we're
5 in the middle of something, which we do need to make
6 sure --

7 MS. FANELLI: There are lessons to be
8 learned, though. I agree, John, lessons that we can go
9 back and learn on this.

10 FACILITATOR KERN: While we're on this
11 subject, one thing that I heard you mention is that there
12 were inspection reports for the discharged silt.

13 Are those -- would those be available? I
14 mean --

15 MS. FANELLI: They're --

16 MS. FARRES: I came out here twice in the
17 last two weeks since the storm events and I brought Water
18 Board staff with storm water expertise, and based on our
19 last visit from -- I think it was November 5th or 4th, we
20 gave the Presidio Trust an inspection form, and I can
21 make that available. It's public record. I can e-mail
22 that to you.

23 FACILITATOR KERN: Sure. I could
24 distribute it.

25 MS. FARRES: But that basically just

1 summarizes our observations, and basically proposals that
2 the Trust made during our site walk of how they were
3 going to improve their erosion controls, and so it just
4 summarizes the proposed erosion controls and what we
5 expected to see implemented in the future.

6 FACILITATOR KERN: I see.

7 MS. FANELLI: And we're in the process of
8 doing that and then providing a report back to the
9 Regional Board.

10 The contractor is doing that and we're
11 facilitating that so that we can send it back to the
12 Regional Board, how we've implemented the improvements.

13 MS. FARRES: But the Trust also prepared a
14 draft report of discharge, and I think you're going to
15 finalize it.

16 MS. FANELLI: I'm going to finalize it.
17 It was sent to DTSC and the Water Board and it described
18 the storm events and it documented what was in place
19 beforehand, what happened, what we did afterwards, and I
20 had to send out draft early on just to get the
21 information to the agencies, but I'll finalize it and
22 copy you on it, as well.

23 MR. BOGGS: We're also sending out a
24 letter that -- similar to Agnes. There's a few more
25 things where we're going to specify specific areas and

1 how they should be evaluated, tested.

2 FACILITATOR KERN: That's what I was going
3 to ask -- what I was going to ask.

4 MR. BOGGS: Discharged.

5 Agnes's agency similarly asked for that, as
6 well, but they didn't -- they asked for the plan. The
7 Trust would come up with plans on how to evaluate and
8 mitigate if there's any problems, and we're -- we're just
9 pointing some specific areas for them to look at, as
10 well.

11 MR. CHESTER: Are you talking specifically
12 about erosion from the land -- when you're saying
13 testing, is this environmental testing or contamination
14 or are you talking --

15 MS. FARRES: Well, the main concern has
16 been from sediment load into the creek.

17 MR. CHESTER: Into the creek.

18 MS. FARRES: The Presidio Trust did
19 testing and I don't think there's any chemical concern.

20 MS. FANELLI: Right. We tested the creek
21 per our DHS permit and for our COCs. Our plant was down
22 and it was down because of turbidity.

23 We tested after the first storm events, and
24 the turbidity was still elevated. There was no problem,
25 and when it got down to the point where the operator

1 wasn't concerned about his filters, then he turned the
2 filters back on.

3 MR. BOGGS: We do have additional requests
4 in addition to that as far as there's areas where the
5 erosion did cut through the cap and into the landfill,
6 and so downstream or down elevation from that, there's
7 places where there's silt layers and stuff, and similarly
8 in the creek, there's places where it gets calm, so
9 silt -- contaminated silt would have fallen out of the
10 water at that point because it necessarily got to the
11 treatment plant, although silt obviously got down to the
12 treatment plan, got tested, didn't exceed any standards
13 other than turbidity and silt.

14 But -- so that's the only difference.
15 We're just asking for some additional testing specific to
16 the areas adjacent to the landfill.

17 FACILITATOR KERN: Perhaps you're
18 considering this in the evaluation, but in the Nike
19 facility, we had water that was channeled into these, you
20 know, narrow areas and concentrations were -- well, the
21 water focused contamination into these narrow areas, and
22 then in Mountain Lake, we had thin layers of heavily
23 contaminated material.

24 Is that part of the evaluation process is
25 to look for that?

1 MR. BOGGS: Yeah. There's certain areas
2 where we're asking -- you can see where the silt is, it's
3 like a really fine clay layer deposited on top of native
4 beach dune sand, so we want them to look at that little
5 fine layer of silt that's obviously new to the area.

6 There's other areas by the toe of the
7 landfill where a lot of debris got pushed out. There's
8 actually a lot of coarse grain material, solid substance.

9 So we don't really know if it's in the
10 spine material or bulk material. So we're actually
11 asking if they look at both of those as discrete things.

12 The answer to your question is yes.

13 FACILITATOR KERN: What would be the
14 timing given if we have future rain events throughout the
15 winter? Is this a near-term evaluation or is it --

16 MR. BOGGS: That's what would be ideal.

17 FACILITATOR KERN: Yeah.

18 MS. FANELLI: Most of the debris that came
19 down within the construction area was obviously picked up
20 by the contractor. So they cleaned up the sites quite a
21 bit.

22 We had survey data. We had four to six
23 inches in the southern area still there, and based on the
24 survey data, they removed a fair amount of it, not all of
25 it and took it back up to the top.

1 So the contractor can do a lot of cleanup,
2 and obviously we'll do additional testing as we walk
3 through it and be done.

4 MR. CHESTER: And this storm that happened
5 had a lot of forewarning.

6 Was there -- we're talking about the big
7 October 13th --

8 MS. FANELLI: The October 13th storm. It
9 did set a record, though.

10 MR. CHESTER: It set a record, but it was
11 in the news that a big --

12 MS. FANELLI: Right. They had erosion
13 control. They sure had set stuff up. But I did talk to
14 both the state climatologist and the storm on October
15 13th dumped 2.6 five inches of rain, broke a record of
16 '62 at one point, the year.

17 MR. CHESTER: It was abnormal.

18 MS. FANELLI: It was very big. And then
19 the second storm was in Downtown San Francisco .6
20 something, and based on Weather dot com, .77 in our zip
21 code here in fifteen minutes. It was between a 100 one
22 and 200 year flash flood event.

23 MS. BLUM: I was at an event today at Spur
24 and the bottom line is we better get used to it. This is
25 just the beginning of what we're going to get over the

1 next fifty to hundred years everywhere. Larger storms,
2 sea rise level. It's inevitable.

3 So we shouldn't say this is unusual. It's
4 the beginning of something that will be a pattern, that
5 will be normal, and be prepared to deal with it.

6 MS. PASSERO: I guess that was a question
7 is -- I work in climate change on my job and, you know,
8 this is what's expected, and so will there get built into
9 Presidio's policies in sort of anticipating that we
10 can't -- we have to assume that these are going to be the
11 kinds of storms that are going to come that are going to
12 be pretty severe and intense?

13 MS. FANELLI: I'm not sure in terms of
14 policies. But yes. Obviously the site at the point of
15 construction did not have a permanent erosion controls in
16 place.

17 That was really the fundamental problem,
18 and the -- the site wasn't graded the way it's finally
19 going to be.

20 Today we have the storm drains back in on
21 the surface. We have curbs back in to keep water off
22 of Battery Caulfield from discharging across the site.

23 So we have a lot more control today than we
24 had on the 13th or the 19th.

25 Could it handle it without any more erosion

1 controls another October 19th? No, it couldn't. We have
2 to get the site buttoned up and get additional final
3 fabrics, et cetera, on the site, and are we doing more?
4 Yes.

5 So based on the experience of the 13th and
6 the 19th, we're reevaluating our permanent erosion
7 controls.

8 Naturally, I know we're going to put in
9 additional controls and additional fortification.

10 MS. KRAMER: So was there any erosion
11 control in place for those October storms or --

12 MS. FANELLI: There were -- there -- I
13 would say yes. The slope had been purposefully
14 compacted. We had our silt fencing and booms. We had
15 built a retention basin along top of the surface, and
16 basically because of the duration of the first storm, it
17 got overwhelmed.

18 And the second storm, clearly overwhelmed
19 because of the intensity.

20 Could we have done better? Yes. That's
21 why we're working with the Regional Board now to try to
22 improve those areas.

23 MS. KRAMER: That's part of the crust
24 design.

25 MS. FANELLI: The final erosion controls,

1 yeah, are part of the design.

2 MS. KRAMER: The final, but also during
3 construction?

4 MS. FANELLI: During construction, the
5 responsibility is the contractor's.

6 MS. KRAMER: So there's nothing in the
7 documents or the drawings that indicate like on a
8 commercial or residential project, you would have a civil
9 engineer that would provide documents that would call out
10 erosion control?

11 MS. FANELLI: Yes. We do on our project.
12 We filed what is called a Notice of Intent. The
13 contractor developed a storm water pollution prevention
14 plan. It implemented the majority of those controls.
15 They failed during those two events.

16 We're creating more robust controls,
17 obviously to get to the end of construction, and our
18 construction drawings do include permanent erosion
19 control features and measures.

20 MR. BERMAN: And in a sense, though, these
21 somewhat large storms were fortuitously good, because it
22 raised the awareness of the significance of such events
23 and it occurred during the construction period so that --
24 that more elaborate systems could be envisioned at the
25 time and I think you could feel that it was justified in

1 some sense.

2 MS. FANELLI: Certainly there's lessons
3 learned. I'll agree with you there, Sam. Life tuition
4 can be harsh, but there's usually benefits for it.

5 MR. BERMAN: So in a sense, it was
6 fortuitously good.

7 MS. FANELLI: I don't know if I'd go that
8 far.

9 MR. BERMAN: Well, from the --

10 MR. BOGGS: Hopefully we can learn those
11 lessons a different way.

12 MR. BERMAN: But from the public's
13 concern --

14 FACILITATOR KERN: I might ask, kind of
15 echoing Sam and John's comments about the lessons. We
16 know now which direction a lot of water may come off of
17 the site.

18 Are we avoiding -- are we figuring out ways
19 to making it go other directions like at the --

20 MS. FANELLI: Actually, no. The final
21 design had it all pitched away from the slope and to the
22 storm drains, and at the time of the storms, the top was
23 not pitched that direction. That was a problem.

24 When we get to the final design, we feel
25 everything will be in good shape in terms of controlling

1 water volumes at different locations.

2 We probably will do a little bit of erosion
3 controls in some of the peripheral areas just to make
4 sure that first season, before plants are established,
5 that we're in good shape.

6 FACILITATOR KERN: And it just occurred to
7 me, but I'm just wondering whether people are considering
8 the design of those planters that were going to be those
9 raise up on the parking area.

10 Are they big enough? Do people really look
11 at that given what kind of water did come on to the site?

12 MS. FANELLI: No. They're still being
13 constructed as designed. They're designed for a 25-year
14 event.

15 MR. ULLENSVANG: I think so, too.

16 MS. FANELLI: They have not changed those
17 designs.

18 MS. BLUM: I don't want to beat a dead
19 horse, but I will. It occurs to me that we may run into
20 some of those same problems at landfill 1 and 2 where we
21 have some steep slopes, and I know that water runs
22 through sand a lot faster than it does on a hard
23 compacted surface, but we can have some really
24 interesting storm effects on those, especially since
25 we're taking out all those trees that suck up all that

1 water during rain events.

2 We're going to have a lot of rain.

3 MS. FANELLI: The erosion controls are put
4 in the tree removal contract. We won't be removing the
5 brush, but we will be removing the trees.

6 There's construction requirements, and they
7 will be implementing erosion controls until the next
8 contract comes through.

9 You know, the primary damage is that we're
10 delayed and we're into the wet season. The contract
11 original completion date was substantial completion of
12 the parking lot by September 30th.

13 If that happened, we wouldn't be having the
14 same conversation hopefully today.

15 MS. KRAMER: Do you have a revised
16 construction schedule?

17 MS. FANELLI: That's what -- we're
18 requesting the contractor to give us one that we can rely
19 on, that he can make good and he can deal with the issue
20 of the rain and then not as many shutdown periods.

21 MS. KRAMER: So he's doing the slope and
22 the cover and the parking lot, and then the Trust will do
23 the planting after that's all completed?

24 MS. FANELLI: The planting's a combination
25 of Park Service and Trust that would happen afterwards.

1 MS. KRAMER: And you anticipate being able
2 to get that in --

3 MS. FANELLI: This season. We're trying
4 to get the contractor out of there as soon as possible.

5 FACILITATOR KERN: Michelle.

6 MS. PASSERO: I understand that there's
7 some pressure and tight deadlines, and I guess I just
8 wonder, at what point do you kind of stand back and say,
9 "It's too risky to do this at this point? It's not worth
10 trying to get it done in time and maybe it's worth
11 waiting until after the rainy season"?

12 So I guess -- at what point, you know, do
13 you do that or do you just say we're going to sort of
14 hope for the best, put in the kinds of controls that we
15 can just plow forward and try to get it done before the
16 worst storm comes.

17 There's been -- the last few winters that
18 I've lived here, there's been some really serious storms,
19 and so I just -- you know, it's sort of a crapshoot from
20 that standpoint.

21 So I just wonder when -- when does that --

22 MS. FANELLI: I can't give you a hard date
23 because I don't know. There's going to be an evaluation
24 of risk, but I don't see that as stopping on the top
25 deck. The top is going to be asphalted at some point.

1 It's really more of a slope issue.

2 MS. PASSERO: Or the other -- or the other
3 areas and clearing the trees and all that.

4 MS. FANELLI: Oh, the trees for the tree
5 removal? No, the tree removal will happen because that's
6 being driven by bird nesting season, so the trees are
7 coming out.

8 FACILITATOR KERN: We have a few more
9 issues to cover tonight. I appreciate that discussion
10 and I appreciate the way everybody's dealing with all
11 that.

12 The issues remaining are -- we're going to
13 touch on Mountain Lake, but we will do that when Eileen
14 returns.

15 I just -- there are a few things I can
16 touch on while she's answering her phone.

17 We would be having an upcoming series of
18 meetings. Typically we have held our planning meeting in
19 November. It is the week of Thanksgiving, but it's
20 Tuesday the 24th, and given some of the things that are
21 happening, I would recommend that we -- we do hold that
22 meeting.

23 So December 8th would be our next full RAB
24 meeting, and potentially we have two fairly significant
25 issues for that meeting, which would be the quarterly

1 report and the review of fillsite 1, landfill 2 issues
2 with DTSC, if that works out.

3 I suppose I should ask -- we have
4 considered having holiday parties in previous years and
5 it has fallen on that particular date. It's December
6 8th, so it's relatively early in the month, and we could
7 have a meeting that updated us on the issues and then
8 blend into a holiday party if we do that.

9 Of course we actually need to organize it
10 and actually execute the party, so if I could have a
11 sense if anybody would be willing to speak up yea or nay
12 about having such a -- and it would be at the Golden Gate
13 Club, as well. Just as a reminder, that's where our
14 meeting at the end of the year would be.

15 Any thoughts about having that or not? Not
16 hearing any immediate thoughts, I think it might be --
17 might be fun, but --

18 MR. BUDROE: I think it would be great
19 idea, especially if Bob brought some samples of his handy
20 craft.

21 FACILITATOR KERN: Yes, maybe a barrel
22 testing.

23 MR. BOGGS: I've got a nice little barrel.
24 I could roll it in.

25 MS. PASSERO: I've got a dolly I could

1 lend you.

2 FACILITATOR KERN: It's probably pretty
3 young at this point.

4 We'll consider that via e-mail then.

5 December 22nd would be the committee meeting. That's
6 the week of the holidays and we typically have not held
7 that meeting.

8 Would that be the wishes of the group is to
9 not hold the December 22nd Planning Committee meeting?
10 Do I see general nodding? I am seeing that.

11 Okay. Well, without objection, then, we
12 will not have that meeting.

13 And then January 12th would be our first
14 meeting of the new year.

15 MS. CHEEVER: Can I ask you a question
16 about December 8th? We have the idea of a festivity.

17 Before we start an e-mail discussion, does
18 anyone have an idea of how long a discussion of landfill
19 1 and fillsite 2 will be?

20 MS. FANELLI: It could be deferred to
21 another meeting, as well. I don't know, because I
22 haven't talked to Medi.

23 FACILITATOR KERN: Well, it seems that --
24 well, we don't know. That's true.

25 MS. FANELLI: We could make it whatever

1 time frame you want to assign it.

2 MR. BOGGS: Medi's not the type to be long-
3 winded and talk for long. Quite the contrary. She is --
4 she's not that talkative, so I wouldn't expect her to go
5 on for too long about fillsite 1 and landfill 2.

6 MS. FANELLI: As long as you all can
7 control your questions.

8 FACILITATOR KERN: I think the tension
9 there is -- is important, though, because I don't want to
10 give -- I don't want to cut off the discussion.

11 These are two important issues for
12 considering the quarterly report and review of landfill
13 2, fillsite 1. That could easily go an hour with
14 questions. It can go an hour for each subject with
15 questions.

16 MR. BERMAN: Especially in view of what we
17 saw tonight.

18 MS. FANELLI: Oh, this?

19 MR. BERMAN: Yes.

20 FACILITATOR KERN: So perhaps one
21 suggestion or compromise might be we could defer the
22 quarterly report --

23 MS. FANELLI: Sure.

24 FACILITATOR KERN: -- into the new year,
25 and since landfill 2, fillsite 1 might be more timely --

1 well, they're both timely.

2 MS. FANELLI: The quarterly report I can
3 give you a heads-up. The budget hasn't changed. All I
4 will tell you is actuals against the budgets that we went
5 through last quarter.

6 There's not a lot of new news in the
7 quarterly report from a financial standpoint.

8 FACILITATOR KERN: If we began at 7:00
9 promptly and we had a half an hour on fillsite 1,
10 landfill 2 and then go into our -- how about that as a
11 proposal?

12 MR. BERMAN: Things will be tight.

13 MS. PASSERO: How about an hour?

14 FACILITATOR KERN: An hour?

15 MS. PASSERO: Do a presentation and
16 reserve a half hour for questions.

17 MS. FANELLI: Let me confirm that Medi's
18 willing to do this. I'll e-mail you all and confirm that
19 when she gets back.

20 FACILITATOR KERN: All right. So those
21 are some general boundary conditions there for that.

22 MR. BERMAN: Could I just add one thing?

23 If it would be possible to get -- since you
24 will prepare the quarterly financial report --

25 MS. FANELLI: I'll send it out.

1 MR. BERMAN: -- maybe you could send out a
2 summary.

3 MS. FANELLI: I'll send you the full
4 report.

5 MS. KRAMER: It would be helpful if we get
6 some sort of financial summary.

7 MS. FANELLI: Haven't I normally sent
8 that?

9 MS. KRAMER: Well, it seems like the
10 document we get is about forty pages long. If we could
11 get something like a numbers recap or maybe four or five
12 pages as a separate document.

13 MS. FANELLI: The numbers are on a table
14 at the back. It does give you a summary by project.
15 Here's what the total spent, here's what the total budget
16 is by project.

17 MS. KRAMER: Maybe you could just call out
18 which sheets those are, too.

19 MS. FANELLI: Okay.

20 MS. KRAMER: Otherwise, you try to end up
21 going through it, or if you hit print by mistake, then --

22 MS. FANELLI: You get a big fat document.

23 MS. KRAMER: You're really sorry about
24 that.

25 MS. FANELLI: It's a good read.

1 All right. I can do that. When I e-mail
2 it, I can identify where the financial pieces and where
3 the key pieces are.

4 MS. KRAMER: That will be great.

5 MS. FANELLI: Sure.

6 FACILITATOR KERN: We've touched on the
7 holiday party and meetings. A couple more items and then
8 we'll be done.

9 Is there anything now on Mountain Lake that
10 we can report back to the Mountain Lake folks?

11 MS. FANELLI: Just that both of the
12 lawsuits are ongoing, and I really -- I probably have
13 less details, and we're following the court ordered
14 schedule.

15 MS. PASSERO: Do you know what stage it's
16 at? Are they in the middle of discovery?

17 MS. FANELLI: Yeah. I think we're in
18 discovery, interrogatories from Zurich and we had a court
19 ordered mediation with Caltrans, but now we're into the
20 initial disclosures. They were due on November 1st and
21 those were issued.

22 MS. BLUM: For those of you who know what
23 that means, what kind of time frame would we be looking
24 at before we would know something that would be hard
25 information?

1 I mean, the schedule just seems to go on
2 and on and on on discovery and now reporting and so on.

3 When does something actually happen in this
4 process?

5 MS. FANELLI: I'm not sure what you mean
6 by "happen, something."

7 MS. PASSERO: Trial date.

8 MS. BLUM: Making progress.

9 MS. FANELLI: I suppose not before we're
10 actually in court in front of a judge. That would be a
11 year plus out, I'm sure. But I don't have the schedule.

12 Actually I know you guys had printed out
13 one of the schedules, I think, with the instructions from
14 one of the judges.

15 MR. BERMAN: That was the first time.

16 FACILITATOR KERN: It's been a while.

17 MR. BERMAN: That was the first time.
18 That was the first time we had anything public that
19 was --

20 MS. FANELLI: Yeah, and I don't know how
21 often these things change, if one side can make a request
22 and change the schedule if the judge allows them to.

23 We have several months before we get to
24 actual court.

25 MR. BERMAN: Is this all being handled at

1 the from the Trust Legal Department?

2 MS. FANELLI: The Trust is represented by
3 the Department of Justice, so our legal department is the
4 Department of Justice.

5 MR. BERMAN: Do they become -- charge the
6 Trust for their time?

7 MS. FANELLI: No, they do not.

8 FACILITATOR KERN: I have a question for
9 Julian, actually, on this Mountain Lake thing.

10 From your perspective, is this kind of a
11 general time that these things take? Years and years,
12 basically?

13 MR. HULTGREN: I would think so, yeah. I
14 suspect that Caltrans doesn't want to go to court any
15 sooner than they have to. They'd like to drag it out and
16 maybe settle.

17 The longer they can drive it out, the more
18 expenses they incur from the Trust and the more the Trust
19 might say, "Let's get rid of it, accept their offer."

20 So anyway, I think a year is going to be
21 optimistic.

22 MS. FANELLI: Probably is.

23 FACILITATOR KERN: I had a question for
24 Mark or for Eileen depending on who knows.

25 If we ever wanted to get a copy of all this

1 blathering that we do here of the transcript, would they
2 contact you or you or do we have those?

3 MS. FANELLI: We have them in the
4 remediation department.

5 FACILITATOR KERN: Oh, okay. Very good.
6 So sort of hanging out there, we have the quarterly
7 report will be sent out. Thank you.

8 We will review the issues of landfill 2
9 fillsite 1 for some period of time if we find out that
10 DTSC will be coming to speak to that, and we may or may
11 not have a holiday festivity, but knowing that if Bob has
12 something available, that will be the central spark plug
13 to get something going.

14 MS. PASSERO: No pressure at all.

15 FACILITATOR KERN: No pressure.

16 MS. PASSERO: We could go somewhere, too.

17 FACILITATOR KERN: That's true.

18 So I would ask you to send me your thoughts
19 on that particular idea.

20 All right. Anything else, let's see, for
21 the good of the order this evening?

22 MS. BLUM: I would just -- going back to
23 the quarterly financial report, I know you're going to
24 make us responsible for printing up the key sheets, but
25 if you could blow up the key sheets when you do an

1 overhead presentation, it would be a lot easier for us to
2 follow along with the sheets.

3 You've already told us you're going to
4 need, because I cannot read that stuff, and it goes so
5 quickly. So the key -- tell us what the key sheets are
6 and then have your slides blown up so we can follow along
7 on our own printed copies. That would be really helpful.

8 MS. FANELLI: Okay.

9 MS. BLUM: And the other thing that occurs
10 to me, actually the entire time that I've been on the
11 RAB, we've had incidents with Lobos Creek, and I'm not
12 sure that this is the appropriate forum, but it seems to
13 me that the evaluation of the entire water system needs
14 to be evaluated by the Trust, and measures put in place
15 to address future problems, including working with the
16 City and County of San Francisco and there's continued
17 sewer leakage problems.

18 There's always going on in this very
19 delicate water supply which is so key to the Presidio.

20 I'd like to elevate that out of the RAB and
21 maybe into the Trust consciousness to make that a special
22 project for their consideration.

23 FACILITATOR KERN: Very good. So moved.

24 I think we all share -- and I think the
25 Trust shares, as well, how important it is, and so we're

1 looking forward to seeing these reports that are coming
2 out, the evaluation of these damages, and yes, it's a
3 whole separate issue the investigation of Lobos Creek,
4 and we certainly encourage the Trust that that be moved
5 up in the schedule. So we'll put it on the agenda.

6 Anything else?

7 MR. BERMAN: Do you have the agenda items
8 in mind for the Planning Committee?

9 FACILITATOR KERN: Well, it seems like
10 we've got to continue to do our homework on landfill 2,
11 fillsite 1. That would be the principal one, making sure
12 we're ready to discuss that if it happens in December.

13 So getting data out there, reviewing maps,
14 things of that nature, what I would recommend. Comment
15 letter, perhaps, get that going.

16 MR. KETCHAM: Eileen, what is the
17 projected start date of landfill 1, fillsite --

18 MS. FANELLI: We're still hoping to do the
19 construction work as soon as we can this spring, and I'm
20 working with Medi when she gets back to review that
21 schedule, because obviously we are delayed in getting the
22 RAP out by a couple of months at this point.

23 We had hoped we'd be in the review process
24 now.

25 So that's a conversation that we're having,

1 and I'm hoping to have that conversation as soon as she
2 gets back next week.

3 But I have gotten comments -- well, support
4 from DTSC for the schedule. They realize that we're
5 trying to get out there and get done.

6 We are trying to balance and not relive
7 sort of some of the history on landfill 10 where we do
8 design and things aren't finished, and we'd like to try
9 to get ahead of that so we're not in that process, and we
10 certainly don't want to have a late start date.

11 We did have a later construction start date
12 on 10, and obviously we'd like to avoid that.

13 But we are still targeting spring for the
14 construction, and tree removal will be beginning in the
15 next couple of weeks.

16 MR. KETCHAM: Okay. Thank you.

17 FACILITATOR KERN: Any other items?

18 It's been a great meeting. I really
19 appreciate everybody coming out tonight on this beautiful
20 day, fall day in San Francisco.

21 Without objection, meeting adjourned.

22 (The meeting concluded at 8:51 PM).

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1 STATE OF CALIFORNIA)
2 COUNTY OF SAN FRANCISCO)
3

4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full,
7 true and complete record of said matter.

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the
10 foregoing meeting and caption named, or in any way
11 interested in the outcome of the cause named in said
12 action.

13
14 IN WITNESS WHEREOF, I have
15 hereunto set my hand this
16 _____ day of _____,
17 2009.

18 _____
19 Mark I. Brickman CSR No. 5527
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PRESIDIO RESTORATION ADVISORY BOARD MEETING

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS
TUESDAY, DECEMBER 8, 2009
OFFICER'S CLUB, BUILDING 50
PRESIDIO, SAN FRANCISCO, CALIFORNIA

Reported by: MARK I. BRICKMAN, CSR, RPR
License No. 5527

1 ATTENDEES

2 RAB Members:

3 Doug Kern, Facilitator

Mark Youngkin

4 Eileen Fanelli

Bob Boggs

5 Denise Tsuji

Peter O'Hara

6 Jan Blum

Sara Segal

7 Jan Monaghan

John Budroe

8 Gloria Gee

Barbara Newton

9 John Cheever

Jim Ketcham

10

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15 BE IT REMEMBERED that, pursuant to Notice of
16 the Meeting, and on December 8, 2009, at the Officer's
17 Club, Building 50, Presidio of San Francisco, California,
18 before me, MARK I. BRICKMAN, CSR No. 5527, State of
19 California, there commenced a RAB meeting under the
20 provisions of the Presidio Trust.

21

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1	AGENDA	
2		Page
3	1) Welcome and Introductions - Doug Kern	4
4	2) Agenda Discussion and Approval	5
5	3) Announcements and Old Business	5
6	4) Reports & Discussions - Eileen Fanelli	
7	A. 4th Quarter Financial & Status Report	6
8	5) New Business	
9	6) Review of Action Items	53
10	7) Adjournment	57
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
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1 FACILITATOR KERN: We should begin. It's
2 7:13. I'd like to welcome everyone tonight to the
3 Presidio Restoration Advisory Board. It's December 2009,
4 final meeting of the year.

5 Welcome, everyone. Thanks for coming out
6 on this chilly evening. I'd like to welcome the Presidio
7 Trust. I don't see the Park Service here. Welcome to
8 them if they were here, the regulators and the community
9 members, welcome tonight.

10 We have someone that I'd like to introduce
11 to you if you don't know, Denise Tsuji. She's with the
12 Department of Toxic Substances Control. She's a unit
13 chief.

14 So do you have anything you'd like to say?

15 MS. TSUJI: Good evening, and I'm here to
16 listen to what you're going to discuss today; also share
17 some ideas that I have how the Department could expand
18 our role as a community and trying to balance our
19 furlough week and maximize staff time to do the real work
20 and still maintain the dialogue with the community
21 members.

22 FACILITATOR KERN: Very good. Well, thank
23 you.

24 We have a -- I guess we'll put that after
25 the third quarter financial status report.

1 MS. FANELLI: I would make a correction.
2 It's the fourth quarter. It's the end of the fiscal year
3 '09.

4 FACILITATOR KERN: Thank you.
5 Are there any other items for the agenda
6 this evening? Julie, please.

7 MS. CHEEVER: Well, I would like to ask at
8 some point -- maybe I'm doing it right now in some
9 sentence -- that the RAB could be sent the revised storm
10 water solution prevention plan to be sent to the Water
11 Board.

12 And then secondly, although I know we have
13 a full agenda plus other things planned, I would be very
14 appreciative if we could have a three-minute report,
15 update on landfill 10 storm water control measures and
16 the Public Health Service site.

17 MS. FANELLI: You'll see some pictures of
18 it.

19 FACILITATOR KERN: Oh, you have something
20 about it? Oh, very good.

21 Anything else?

22 Thank you. Then are there any
23 announcements?

24 Then you're ready to proceed with your
25 report. Thank you.

1 MS. FANELLI: Well, my title slide says:
2 "Third quarter quarterly report," but this is the fourth
3 quarter report on project status.

4 I opened the Planning Meeting saying that I
5 understood and promised to bring a copy of the report.
6 This was all e-mailed to you, and I did e-mail -- I
7 brought one copy if you want to flip through it live, and
8 I brought a few copies of just financial tables if folks
9 want to take a look at them, and I'll summarize it here.

10 So we've been through this before. The
11 quarterly report talks about milestones. We go through
12 costs to date and we talk a little bit about scheduled
13 performance.

14 I will go through that, and then we'll look
15 at our program review and where we stand, focusing
16 primarily on our CERCLA information for landfill 10 and 8
17 in RAP4, and I have some pictures of work on fillsite 1,
18 landfill 2 relative to tree removal.

19 Okay. So our milestones last quarter. I
20 told Dave obviously DTSC approved the Remedial Action
21 Plan for 10. I believe in end of June or -- I think it
22 was in the June time frame, end of June, and of course we
23 continue to work on that.

24 Our fillsites are ongoing. We did complete
25 our draft data reports for fillsite 1 and 2, and I know

1 you guys have been reviewing that, and we submitted
2 certification requests for our RAP -- our remaining RAP2
3 sites.

4 We hadn't submitted certification on that.
5 It was done today, and then we also submitted our
6 construction completion report and certification requests
7 for the RAP3 main installation sites.

8 Under the petroleum program, we received
9 closure from the Regional Board on the commissary PX site
10 and on our Phase IFTS segments. I think about 34
11 segments were closed.

12 We also submitted our closure request for
13 remaining tanks and priority group 6 and the remaining
14 FTS lines that had not been submitted yet. That was area
15 B Phase 3 segments, and we began groundwater well
16 abandonment for closed sites.

17 So the first set of wells that were
18 destroyed for the building 637 area.

19 This is a high-level look at the budget.
20 It looks at cash in essence. So our current estimate to
21 complete is the same as it was for third quarter fiscal
22 year '09, 157 million dollars.

23 Our Army advance you're well aware was 99
24 million. The difference there is 58 million in cash that
25 we need to cover.

1 A portion of that is being offset by total
2 estimated interest. So the nineteen million three
3 hundred is what we estimate that we will receive by the
4 end of the program.

5 We have received the vast majority of that
6 to date, so we're not estimating receiving very much more
7 between now and the end of the program.

8 As you know, unknown contamination that we
9 run across and for either UXO, we have claims with the
10 Army to cover that per our agreement with them, and so we
11 have received offsets in the claims or reimbursements, if
12 you will, between the Army and Zurich for unknown
13 contamination of about 5.8 million.

14 And the Trust has committed its operating
15 dollars to offset labor costs, and the estimate there is
16 three point -- about three mill, three and a quarter
17 million dollars.

18 So the remaining cost in the cost issue
19 where there's not cash currently covering the cost is
20 about thirty million dollars. That is for both known
21 sites and unknown sites, and it's about a 50/50 split, a
22 little bit more for unknown sites, a little bit less for
23 known sites, and that is what the Trust is looking for
24 coverage under our RSL policy and our real policy with
25 Zurich.

1 MR. BOGGS: Quick question.

2 MS. FANELLI: Mm-hmm.

3 MR. BOGGS: For the offsets in your to
4 date claims to proceed, do you have a lot of claims that
5 are still outstanding?

6 MS. FANELLI: Yes, we do. Yes, we do.

7 MR. BOGGS: So that -- against that RSL,
8 remaining costs might be less than that?

9 MS. FANELLI: Yes. The vast majority of
10 that 5.8 million are claims received for closure
11 settlement on Baker Beach 2A, and then smaller amounts
12 for other sites.

13 Okay. So this is similar to the table 2
14 that's in the quarterly report, and it just breaks those
15 dollars down into further subcategories.

16 So you can see our CERCLA category, which
17 is the majority, current budget estimate. 91, 92 million
18 dollars for CERCLA sites.

19 Our lead-based paint and soil sites, our
20 petroleum soil sites, and admin is where we carry our
21 labor. It's where the insurance policies were originally
22 paid out of, and it accumulates those types of costs that
23 are not necessarily directly attributable to any
24 particular site.

25 The Trust funded, that's 3.2 million in

1 labor.

2 All right. So if you -- if you look at A,
3 it's what was envisioned in 1999 and it's fantasyland, so
4 we --

5 MS. MONAGHAN: Excuse me. Is that slide
6 in here?

7 MS. FANELLI: It's similar to 2, to table
8 2 in your data report.

9 MS. MONAGHAN: Okay. Thanks.

10 MS. FANELLI: It's not exactly, but it's
11 similar. It gives you the same information.

12 So this shows you that 157 million in
13 estimated costs to complete. It shows what has been
14 accrued to date and it shows you what's remaining to
15 complete.

16 So you'll see -- you'll see similar
17 numbers, but I can point out to you on reimbursed costs,
18 for example, 5.8 is what we said we accrued on that slide
19 previous -- previous.

20 We've actually taken in cash of 5.5.
21 There's 241 and we have high confidence that will come
22 in. We've been promised checks sort of thing. So that's
23 how that accounting is actual cash.

24 Interest income. This is what we're
25 estimating. We've actually received almost all of that.

1 We're looking for maybe another 92,000 in interest
2 income.

3 And this is probably the last of the number
4 slides. This is not in the report. This is a slide
5 that's prepared for your request, but it's not included
6 in here.

7 The information can be gleaned from here
8 pretty easily, but it's not in here. And this is just in
9 the last quarter which sites had the high -- what were
10 the most cost received for, and not surprisingly, they
11 were received for the work on RAP4, graded area 9,
12 landfill 8 and landfill 10 and for the sites where we
13 have finished doing cite assessment activities and we're
14 beginning to do our -- we're doing our plans for tree
15 removal, which is fillsite 1 and landfill 2.

16 And then every quarter, we get invoices
17 from DTSC and from -- they kind of offset from both
18 groundwater. So normally either a regulatory chargedown
19 there or there's a groundwater monitoring charge
20 depending on the quarter.

21 So that's where we have our three
22 biggest -- the six largest costs to date.

23 And I think that's the last finance slide,
24 so if there's specific questions.

25 In the report, table 3 gives you all of the

1 details on a site by site basis. These are just the
2 sixth most active.

3 If you have any specific questions, I'd be
4 more than happy to answer them.

5 MR. BOGGS: Those costs, is that for this
6 year or is that cumulative --

7 MS. FANELLI: It's cumulative to date.

8 MR. BOGGS: So you don't have like Baker
9 Beach 1, which was fourteen million dollars and all these
10 other sites that were done up there, but they're
11 cumulative to date?

12 MS. FANELLI: These are only the top six
13 projects for the quarter for the period.

14 MR. BOGGS: Right. All I'm saying is what
15 you're showing is for DTSC oversight, you're showing --

16 MS. FANELLI: This is your quarterly
17 charge and this is since inception, total charges.

18 MR. BOGGS: Okay. So the cumulative to
19 date, those other projects weren't active for all the
20 same period of time?

21 MS. FANELLI: Yeah, correct.

22 MR. BOGGS: Okay.

23 MS. FANELLI: It's just cumulative to
24 date.

25 MS. BLUM: Cumulative to date since the

1 beginning of time or --

2 MS. FANELLI: Since the beginning of the
3 program.

4 MS. BLUM: Thank you.

5 MS. FANELLI: And you can see that same
6 detail on table 3 on a project by project basis. So we
7 give you in here the quarter's charges. We give you
8 cumulative to date and then we give you our estimate at
9 completion and then, you know, the differences basically
10 if there was a change.

11 So this just is the six for the quarter,
12 but the cumulative to date is from the beginning of the
13 program.

14 MS. SEGAL: DTSC oversight, is that we're
15 paying FTE charges?

16 MS. FANELLI: It's the labor charges for
17 folks at DTSC, and we get the same kind of invoice from
18 the Water Board for their time spent reviewing documents,
19 meeting, you know, providing guidance, et cetera.

20 It is an allowable cost under the Zurich
21 policy just so you all know. We give it to Zurich and
22 it's an allowable cost under the RSL.

23 MS. SEGAL: And what about the Park
24 Service? How many governmental agencies are there to
25 be --

1 MS. FANELLI: The Park Service is not a
2 governmental agency providing oversight. They're a co-
3 owner.

4 In the past, we have had agreements with
5 the Park Service where we have provided them some money
6 out of remediation dollars for them to participate, since
7 many of the sites are in area parks.

8 Those costs are not allowable under the
9 Zurich policy. So those costs are -- just kind of come
10 off the top, and we've had an agreement historically with
11 them and it's based on time, and last year, I forget what
12 the total was, but we provided them --

13 MS. SEGAL: So the allowable cost for the
14 oversight from other agencies would be basically Water
15 Board and DTSC?

16 MS. FANELLI: Correct.

17 MS. BLUM: I have a question or several
18 questions on table 3, which is the breakdown of
19 remediation program costs.

20 MS. FANELLI: Yes.

21 MS. BLUM: And the first one is a million
22 one for environmental data management system, and the
23 second one is a million five for labor, and the third
24 question is remediation, administration supplies for a
25 million one.

1 Could you provide some insight on the
2 costs?

3 MS. FANELLI: The environmental data
4 management system, it is primarily the cost for us to
5 keep in our database -- and Zurich covers it as an
6 allowable cost -- all the data that we collect.

7 So all of the hundreds of thousands of data
8 points, sample data is collected, it's Q add, it's QC.
9 Comes from the lab and goes into our database so that we
10 can review it, manipulate it, print it out in tables, put
11 it into reports, et cetera.

12 MS. BLUM: Is that basically labor cost?

13 MS. FANELLI: It's primarily labor cost.
14 It's primarily Rick Miller's cost, because he's our
15 database specialist.

16 It also includes time that he has spent
17 putting the land use controls into our data system and
18 tracking all that information.

19 It also -- it also has some consultant's
20 time in there, as well, but today, as of this point in
21 time, my tenure here, it's been primarily labor.

22 MS. BLUM: Okay. How about the labor?

23 MS. FANELLI: Labor A is -- we carry our
24 labor in a line item for Army labor, and we carry it all
25 in one line and that's it.

1 And then when people actually charge their
2 time, it comes -- it's like a holding bucket, if you
3 will. It comes out of that bucket and it goes into the
4 actual project.

5 But we don't pre-allocate labor to
6 projects. We keep it all in one line item, and it's just
7 a simpler accounting way to do it.

8 When it is actually expended, it is charged
9 against the actual cost.

10 MS. BLUM: So that included in
11 administration on table 2 where it's 21 million?

12 MS. FANELLI: Administration is all of
13 these things together. It includes the cost and budgets
14 for all of the activities shown under administration in
15 table 3.

16 MS. BLUM: If I were looking to prove the
17 21 million dollars, what pages would I be looking at for
18 labor and administration?

19 I mean, maybe that's something you can't
20 answer quite now, but none of this really kind of matches
21 up for me.

22 And then the supplies --

23 MS. FANELLI: Estimate at completion for
24 21. Without the subtotal under -- on page 6 of 7, under
25 administration, you see Trust Remediation Department and

1 other? And regulatory and insurance. You add all those
2 up, and you would get to ultimately 21 million dollars.

3 So regulatory agency costs are shown under
4 that, and our budgets for regulatory agency costs. The
5 insurance costs are included in there, as well.

6 So if you add these subtotals in there, it
7 should add up to 21 for the estimates at completion.

8 MS. GEE: I just had a quick question,
9 like in your latest version for the quarterly, what is
10 the purpose of having columns 4, 5 and 6 in table 3?

11 MS. FANELLI: In table 3?

12 MS. GEE: Yeah.

13 MS. FANELLI: 4, 5 and 6 are our estimates
14 at completion. So if we're going to change a budget,
15 like if you remember third quarter's report for FY '09,
16 we had a current forecasted budget.

17 That's the number that shows up in the
18 Trust financial information system. It's the number in
19 our Oracle system that we report against as -- as an
20 action in our -- in our documents.

21 When we want to change -- let me take that
22 back.

23 5 is the number of the existing forecast,
24 it's what's in our systems. If we want to change that
25 number, we show it in number 4.

1 Right now -- so if you went back and looked
2 at the third quarter report, you would see a different
3 set of numbers in current forecasted budget. You would
4 see the 157 million that we have in our budget today, but
5 in third quarter, our previous forecast was I think 154
6 million or 156 million, because a lot of line items
7 change.

8 So this is what we do to show you the
9 change.

10 MS. GEE: I can see that when there's a
11 variation, but, I mean -- I mean --

12 MS. FANELLI: There's no variation this
13 quarter.

14 MS. GEE: It's like eliminate those --

15 MS. FANELLI: We just didn't get rid of
16 the columns. The numbers we used third quarter, they're
17 not being used fourth quarter, because what happened, we
18 accepted all the changes and we -- we updated our Oracle
19 financial system to reflect the budget.

20 So what this is saying is this is my budget
21 in my Oracle system and I still believe I'm going to be
22 complete within that budget.

23 Now, when we're going to change it,
24 we'll -- we'll show that we think it's going to change
25 and write that comment and we'll show that increase or

1 decrease.

2 Likely that won't happen till third
3 quarter. We do that -- we track it, and then -- we go
4 through an internal process where we, the Trust
5 Remediation Department creates our new estimates at
6 completion.

7 We run them through our financial office,
8 and there's a whole series of folks that check them and
9 approve them.

10 Once they're approved, we update our Oracle
11 system for fourth quarter, and that's what happened this
12 year. Kind of a long answer.

13 So right now, they don't tell you anything
14 in this report.

15 MS. GEE: I can see that oh, maybe they
16 are -- it would have been more useful or informative to
17 say oh, the current forecast budget, and then also the
18 previous one like a year ago just to see what -- what
19 indeed were some of the ins and outs.

20 MS. FANELLI: You can see that if -- if
21 you go to the third quarter report, that shows it.

22 MS. GEE: Okay.

23 MS. BLUM: So the last part of that
24 question. What was a million dollars in -- almost a
25 million one in remediation administration supplies on

1 page table 3? As opposed to office supplies, which is a
2 smaller amount.

3 MS. FANELLI: No, they're both -- excuse
4 me. They're basically the same thing. In the past,
5 sometimes you get inefficient information to open up
6 multiple project numbers, and that's what's happened.

7 It's all for basically -- it's not just for
8 paper and stuff, but it might be for the projector and
9 the laptop that we purchased recently in order to do
10 these presentations a little bit better.

11 It's for our hard hat. Hats. It's for our
12 boots. It's for our orange vests.

13 We get vehicle charges for our trucks. We
14 pay for our copier machines that are in our building,
15 plus all of our supplies and our paper.

16 So there's a whole long list of expenses
17 that go against that number. It's like a full office
18 expense.

19 MR. O'HARA: Eileen, I've got a question
20 about two items on table 2B. I think I understand what
21 the dynamic is.

22 There's an estimate at completion accrued
23 to date, and any reimbursements and then unreimbursed
24 expenses, but there's two items that I don't quite
25 understand.

1 The first item is the fourth item down,
2 Army archive search record and related subjects.

3 The estimate at completion is \$12,748.
4 You've accrued to date 13,057.

5 MS. FANELLI: Right.

6 MR. O'HARA: And your unreimbursed
7 expenses are 12,748.

8 MS. FANELLI: Yes.

9 MR. O'HARA: Wouldn't that be 13,057?

10 MS. FANELLI: One of the things that
11 happens in here -- there's a lot of things. You'll see
12 negative numbers, like a \$600 or weird charges.

13 There's some limitations in the Oracle
14 system and how it was set up on how we code charges. So
15 sites and individual expenses get charged a lot different
16 ways.

17 It will be coded multiple ways. It will be
18 coded as an allowable or as an unallowable. They get
19 coded as a labor expense or a regular expense, and
20 there's some problems with that, because sometimes in
21 general, some expenses are always unallowable like labor,
22 but sometimes that's not true. Sometimes it is, but
23 because of our system, it gets coded that way, and so we
24 have this connection.

25 In this case, what I think is the problem

1 is there's just some missed charges that are in the
2 process of being backed out of this number, right.

3 So the actual charges are 12,748. We have
4 a mischarge in there that's now being backed out and put
5 into the correct category.

6 MR. O'HARA: Okay. I mean, the other item
7 that has that same confusion to it is the last item in
8 the CERCLA section of the -- of the presentation or of
9 the -- the database, and that's in discovery area B.

10 The estimate is 32,734. The accrued to
11 date is 33,280, and you wind up with 32,744.

12 MS. FANELLI: Right.

13 MR. O'HARA: So there's --

14 MS. FANELLI: That's probably a
15 combination of things going on. There's mischarges that
16 are going to be backed out, but there may be charges
17 coming in.

18 And so that was one of the other things
19 that we did this year, and you don't have this detail
20 and, you know, quite honestly, I'm not going to bring it
21 in because it's crazy.

22 But there's a lot of little adjustments
23 going all the way back, years back that have to be made
24 to align these Oracle tables specifically to the
25 allowable expenses that we send off to Zurich.

1 So if you ever looked at our Zurich tables,
2 they don't match exactly, and we know why they don't
3 match. They don't match because things were miscoded in
4 Oracle and not charged right.

5 So I'm hoping that by second quarter, a lot
6 of these weird negatives will go away because they'll now
7 be fixed in our Oracle system and you'll start seeing
8 things lining up.

9 Changes did not get fixed. That's part of
10 it.

11 UXO is another one of those. We don't
12 really have estimates to complete. They're where we put
13 problems.

14 We don't anticipate coming across UXO,
15 right? So we don't have a budget set up for it.

16 When we do run across UXO, it's an Army
17 expense, so we start to track it and we put it in a
18 different category.

19 So it's always see the budget and the
20 actual line there because we're not really putting budget
21 there at this point. It's when it actually happens, we
22 start tracking it there.

23 Does that make sense?

24 MR. O'HARA: Sort of.

25 MS. FANELLI: Sort of. We're not being

1 proactive and saying based on history, we've had 33,000
2 in UXO. I think we're going to have another 33,000. Our
3 bosses don't want us to carry it there and project it to
4 a number there.

5 MR. O'HARA: Thank you.

6 FACILITATOR KERN: On the -- the slide
7 that you have for landfill 10, I'm reading that about
8 half a million was spent on landfill 10 from July to
9 October 1st or, you know, the day before.

10 MS. FANELLI: Yeah.

11 FACILITATOR KERN: For those three months,
12 and so have -- and it seems like we've done a lot of work
13 there in the last three months.

14 Can you give us an estimate of what kind of
15 costs you think we've incurred at landfill 10 in this
16 quarter just so --

17 MS. FANELLI: I don't know off the top of
18 my head other than their bid -- what their bid was for.

19 We're not projecting being over budget at
20 this point in spite of the rains and the problems. We're
21 not projecting being outside of our budget.

22 How that relates to their contract at this
23 point, there are some change orders that we knew that
24 were coming, and we actually budgeted for them in their
25 contract, and I don't think they'll even be made contract

1 changes, if any.

2 But --

3 FACILITATOR KERN: I guess --

4 MS. FANELLI: -- we've probably spent on
5 landfill 10 -- I'm thinking of that budget. We've
6 probably spent in the last three months about a million
7 dollars.

8 I'm really pulling that out of the air, to
9 be honest with you.

10 FACILITATOR KERN: That's what I was
11 wondering, just approximately.

12 There's been a lot of activity and it's
13 just -- that would put it at about 3.5 million with about
14 1.5 million left in the budget, and it seems like you're
15 pretty far down the road with things at landfill 10.

16 MS. FANELLI: I think we're going to come
17 in -- knock wood -- on budget.

18 FACILITATOR KERN: What other major
19 expenses would you anticipate are still to come at 10
20 that you have to pay for?

21 MS. FANELLI: I actually have a slide that
22 says what's been done and what's coming up.

23 MS. NEWTON: At this point, nothing above
24 and beyond the 5.8?

25 MS. FANELLI: Correct, correct. We're

1 probably going to dispose of more stuff, more of the
2 grindings because we're not going to place them all
3 beneath the asphalt. So that might be a little bit
4 higher. We have unit rates for that.

5 I think we're going to -- we did add on the
6 Wedemeyer work. So we did put two foot of clean fill
7 over there. That's a change order on the contract.

8 But I don't think it's going to affect our
9 bottom line total.

10 MS. MONAGHAN: Is landfill 8 substantially
11 complete, though?

12 MS. FANELLI: No. Only that back half.
13 So they have to finish 10 to get the cars that are
14 temporarily parked over there back on 10.

15 And most of that material would be placed
16 underneath the asphalt at 10. So they have to finish 10,
17 get the cars off and then haul off what they're not going
18 to use, and then they can finish up at 8.

19 The work at 8 and 9 is not problematic.
20 Even weather-wise, it's not problematic, and I think once
21 they get 10 buttoned up, get that asphalt down, 8 and 9
22 will go pretty quickly.

23 MS. MONAGHAN: So I was thinking that they
24 were going to be done in October, so --

25 MS. FANELLI: Well, yes. We had hoped

1 that.

2 MS. MONAGHAN: Okay.

3 MS. FANELLI: We had hoped that.

4 MR. BUDROE: Got a question on table 3.

5 RAB support, is that us?

6 MS. FANELLI: Yes, that is you.

7 MR. BUDROE: How did \$511,000 get spent?

8 MS. FANELLI: It is the time for the court
9 reporter. It is the time for any little snacks, but the
10 vast majority is the cost for the court reporter
11 services.

12 MR. BUDROE: Okay. Because -- I'm looking
13 at that, and the cost for the quarter was \$2,300, but
14 cumulative to date is \$511,000.

15 MS. FANELLI: Right.

16 MR. BUDROE: That's kind of not -- 8,
17 \$9,000 a year roughly.

18 How did that get to be 500,000?

19 MS. FANELLI: I can get all the detailed
20 expenses, but I don't know what was done, you know, with
21 you guys before my time.

22 FACILITATOR KERN: I can comment on that.
23 There was a period where -- right after the Army, we --
24 they were using -- they had a full microphone setup and
25 sound system, so everyone had a mic and that wasn't

1 something that we requested, and I think Craig
2 eventually, you know, aced that, but that was costing a
3 fair amount every night that we had a meeting.

4 MS. FANELLI: All these charges are
5 documented. I know since I've been here, it's primarily
6 the court reporting, and the little bit of snacks that's
7 in the back, you know, the bottle of water, the grapes.

8 They're minor costs. I'm not saying
9 they're significant costs.

10 FACILITATOR KERN: But it would probably
11 be nice to get the detail on that.

12 MS. CHEEVER: Well, perhaps another thing,
13 there used to be a person whose job was sort of public
14 information.

15 FACILITATOR KERN: That's true.

16 MS. FANELLI: That might have been some of
17 the costs.

18 MS. CHEEVER: That may have been
19 considered a RAB cost.

20 MS. FANELLI: That was before my time.
21 You're right. I have heard there was somebody.

22 MS. CHEEVER: In fact, there were several
23 people in that position. I think that position lasted a
24 number of years.

25 MS. FANELLI: These charges are cumulative

1 since, you know, basically 1999; right?

2 MR. BUDROE: Right. Even so, I mean, what
3 was just said kind of explained some of that, but, I
4 mean, when you're looking at, you know, 9,000 a year,
5 you'd have to have a lot of years at that rate to equal
6 \$511,000.

7 MR. BOGGS: Yeah. Well, I was here. They
8 did have two different people that were in that position
9 being a public participation specialist.

10 So their time, their salary was actually
11 accrued against that.

12 MR. BUDROE: Yeah.

13 MR. BOGGS: Ten years of that.

14 MS. FANELLI: Yeah, and I don't know.

15 MR. BOGGS: Plus all the other charges
16 could add up. I don't know what the breakdown is, but as
17 you know, that person was here and participated.

18 MS. FANELLI: In general, Zurich does not
19 count labor as an allowable cost, so I would have to --
20 that's why I'm not sure that there would be a lot of
21 labor in there, but most of the RAB costs are allowable
22 under the Zurich policy.

23 FACILITATOR KERN: It might be nice if
24 people are interested in certain categories, maybe we can
25 give you that -- those categories and maybe we could

1 drill down into one or two of them and see what's there.

2 MS. FANELLI: Fine. Just give me a call
3 and we can set it up.

4 Now I have pictures for you guys if you're
5 done with the number section. But I'm happy to take any
6 more.

7 MS. GEE: I have a number, but not a
8 dollar question.

9 MS. FANELLI: Okay.

10 MS. GEE: Okay. And for these different
11 sites, is there -- do you keep -- whether it's you or the
12 organization -- keeps track of oh, what is the projected
13 like -- not the dollar expenditure, but FTEs? What it is
14 to complete the project?

15 MS. FANELLI: We do estimates of costs at
16 completion.

17 MS. GEE: Yeah, but do you link it or does
18 someone link it to what FTEs, like an amount of --

19 MS. FANELLI: Labor?

20 MS. GEE: Labor.

21 MS. FANELLI: We certainly estimate
22 professional services, labor that we hire. The labor to
23 run the program is estimated. It's all in that single
24 line item.

25 MS. GEE: What single line item?

1 MS. FANELLI: There's a single item for
2 admin under labor. When it's expended for landfill 10,
3 for example, by an individual, then it goes and moves
4 that landfill 10 category, if that makes sense.

5 So it depends on whose labor you're talking
6 about for the projects.

7 We certainly estimate consultant labor
8 specific to the project and outside expenses.

9 Trust labor is a pretty much known
10 quantity. There's X number of us and we're working on
11 these sites and we keep that all in one line item.

12 We don't attribute that up front to a
13 project, because it's -- it -- it's not that it's a bad
14 thing to do, but it's a complication that doesn't really
15 buy us anything at this point in time.

16 So I've made a decision not to do that.

17 MS. GEE: Because the reason why I was
18 asking is because, say, for one site, if -- you know,
19 when you're starting -- when we started the project, say,
20 like five years ago, whatever, and then you had a
21 manpower FTE, sort of an estimate, but because once you
22 get into the project, you don't realize that there are
23 these hidden -- there are surprises which would entail
24 having more FTE manpower put into that project.

25 And so I was thinking if there's a way to

1 relate the dollar outlay and the percentage that you have
2 presented to another line of saying oh, that landfill --
3 that site, but because of whatever discoveries that more
4 manpower, whatever type was needed, that is another way
5 to relate like oh, because of the increase in FTE
6 required, therefore the dollar -- you know, number had to
7 be adjusted.

8 So there are two ways of seeing what went
9 where.

10 MS. FANELLI: At the end.

11 MS. GEE: Of the project.

12 MS. FANELLI: For actuals, I can break out
13 labor. That's not a problem. I can break out labor for
14 actuals. I don't project Trust labor into the future.
15 That's all.

16 MS. GEE: Okay.

17 MS. FANELLI: Unless it's outside of the
18 remediation department, and the remediation -- so I can
19 see how much -- if a project gets done with two percent
20 Trust labor versus a project that gets done with five
21 percent Trust labor, I can do that, but I only do that
22 after it's done.

23 MS. GEE: Okay. Thank you.

24 MS. BLUM: I have a question. Where are
25 the contractor's costs captured?

1 MS. FANELLI: On the project. So they're
2 in the estimates and they're also in the expended.

3 They bill and are contracted by project
4 number.

5 MS. BLUM: Okay. What would a line read?

6 MS. FANELLI: Well, I don't give you the
7 detail on table 3 of the expended, what that detail is,
8 whether it's Trust labor or an outside consultant. It's
9 all in --

10 MS. BLUM: Just part for the projected --
11 accrued, projected?

12 MS. FANELLI: Yes. Obviously we have that
13 detail.

14 MS. BLUM: Could you just take a stab at
15 what you think the contracted fees are of the total
16 budgets spent over the time?

17 MS. FANELLI: Well, yeah. You can look at
18 it. The Trust has at the biggest -- I don't know.
19 Before my time. Let's just talk about my time.

20 We had -- when we had George, nine of us
21 and now there's eight of us, basically, Trust labor and
22 we are about maybe a million dollars a year for all of
23 our labor. So of the total 157 million, the Trust labor
24 is not that much of a percentage of it.

25 MS. BLUM: Okay.

1 MS. FANELLI: So now I have some pictures
2 on landfill 10 and we'll get to some of the storm water
3 controls. They're dated. So this is the beginning of
4 November, and this is at the toe area, and you can see
5 here. This is before all the soil was placed.

6 The sand at the toe was some clean sand
7 that was going to be placed. These are stakes that the
8 contractor uses that are flagged, tells them when they've
9 gotten to the right elevation for placing material.

10 This is the our new sidewalk along 15th
11 Avenue looking down as it turns the corner there from
12 Wedemeyer.

13 You can see material from the back. Some
14 of that is engineered fill. Most of that is waste
15 material that's been processed to be recompacted in place
16 and some of their equipment.

17 This is the two foot of soil cover on it.
18 This might be the compost. It's the organic stuff. You
19 can see the tractor. You can see the guys working that.

20 Afterwards, this is the fabric that went
21 on, and now the slope is basically completely covered
22 with this stuff. It's very heavy duty fabric.

23 There's a larger portion of the slope
24 November 6th being placed on there. Those are the
25 wattles that are going across it. There's quite a few

1 rows. These wattles are like double the diameter that
2 you normally see. They're very heavy.

3 This was our Wedemeyer Road. So the waste
4 fill is underneath Wedemeyer, and this was a low area
5 that we had to build up.

6 So it's been basically built up with either
7 waste material, and these are the grinding -- this is the
8 former curve and gutters and all the other inert material
9 that was ground up and then replaced and recompactd to
10 serve at the road base for Wedemeyer.

11 The two inches of asphalt. It's going to
12 get another two inches when we do the parking lot.

13 These are what we call the BMPs, so the
14 storm drain collection systems, basically, and what you
15 see as HDPE is the liner material going in, and there's
16 pipe in there. There's the gravel that went around it.

17 Here's the two inch of aggregate base that
18 went on the -- on the Wedemeyer. You can see the BMPs
19 off to the side.

20 These are going to ultimately be the --
21 there's the little catch basins. They're not calling
22 them TIs. They're calling them -- they're basically the
23 drop-ins.

24 Here's the road paved. You can see the
25 nice sidewalk there adjacent. It's really starting to

1 change its look.

2 MR. BOGGS: Actually, right to your left
3 right there is your one big drop inlet. The curb on your
4 left actually extends out a little bit.

5 If it overflows, it would overflow to the
6 parking lot, in which case it would drop into another --

7 MS. FANELLI: I think they call them
8 atriums. That's the word. They're like little plastic.
9 The pipe comes up, and within the BMP that has the gravel
10 and plant material, if that fills up, it will go into
11 directly.

12 MR. BOGGS: Actually, I was talking
13 about --

14 MS. FANELLI: You're talking about the
15 real drop-in.

16 MR. BOGGS: It will drain from the road.

17 MS. FANELLI: That's a new drop-in. It's
18 designed to capture. Based on experience after October
19 in recent storms, there's a monumental amount of water
20 that comes down Battery Caulfield. Monumental, so these
21 new drop-ins are important.

22 Here's more work. They're drainpipe and
23 fabric. You can see they're putting in some of the soil
24 on the top.

25 There's all three going in. So you see the

1 pipes, you see the gravel and the planter soils going in.
2 There's the aggregate base or the drain rock in there,
3 the fabric material.

4 MS. BLUM: How much cover is on that
5 plastic material when it's all said and done? Will it be
6 asphalted over?

7 MS. FANELLI: Well, no. These -- this
8 portion will be open, because it has a planter, and then
9 the curbs will go along the sides and the cars will park.

10 MS. BLUM: It will be covered?

11 MS. FANELLI: No. These will be open.
12 That's HDPE. That's -- that will be side in and then
13 there'll be asphalt on top of this side and then there
14 will be concrete curbs, but in here, it will be dirt on
15 top.

16 MR. BOGGS: If they have a storm, all the
17 rain that would have been on top deck. It wasn't really
18 started as part of their storm water pollution
19 prevention, but it's all operational now.

20 So that whole area that had water draining
21 off and containing the erosion gullies, that problem does
22 not exist today.

23 MS. FANELLI: Yeah. We were just caught
24 early.

25 This is putting the two foot of cover on.

1 So you can see we have that southern end kind of buttoned
2 up. You can see the wall and the fabric. This is when
3 they were placing the final soil.

4 You can see down here, if you remember --
5 you asked a question about storm water. So this is
6 actually sort of a berm that was constructed all the way
7 around so if there was precipitation before, they
8 actually covered this with plastic and then they used to
9 track the runoff after the October storm to keep it from
10 going offsite.

11 And then they -- at one point, they had a
12 very large pump down here, very large that would allow
13 them to lift any pooled water up to the Baker tank that
14 was up.

15 MS. NEWTON: Pump?

16 MS. FANELLI: Pump, yeah. To lift any
17 water that accumulated down there up and put it into the
18 bigger tank.

19 MS. BLUM: How long does the plastic stay?

20 MS. FANELLI: Plastic's a pain in the butt
21 because it's windy. At this point, we're kind of done on
22 this. It's all basically fabricked and walled now. We
23 don't have the slope that way.

24 MR. BOGGS: There's a couple things that
25 are going to maintain for a while. Like they have some

1 sandbagged walls, so if there is -- even with all the
2 fabric, if some sediment is coming off, they'll kind of
3 select the sediment before it gets to Lobos Creek.

4 They'll have to maintain those and clean up
5 the sediment after storms. So there'll be systems for a
6 while, just like this fabric and wattles, to help control
7 sediment, but nobody wants plastic there. These things
8 are biodegradable over time.

9 MS. FANELLI: It will take a while for
10 them to biodegrade.

11 MR. BOGGS: Yeah.

12 MS. FANELLI: They're pretty heavy.

13 MR. YOUNGKIN: That last slide, is that
14 the lyssingia habitat?

15 MS. FANELLI: Yeah. The lyssingia habitat
16 is really kind of right around this bush here. It
17 doesn't extend all the way up here, and then it really
18 expands out here.

19 MR. YOUNGKIN: Could you point --

20 MS. FANELLI: You can see this little
21 gully. There's a little gully here. That's where there
22 was one reach that got some silt into the lyssingia area,
23 and it really affected -- not up here, but it really
24 affected down here.

25 This is actually not I don't think

1 lyssingia. There is a -- I don't have the map with here
2 and this is kind of oblique, but this is kind of this
3 area. You can see that little gully.

4 MR. YOUNGKIN: Is it a big area of
5 siltation?

6 MS. FANELLI: I guess it depends on your
7 opinion.

8 MS. SEGAL: Was the gully there before the
9 storm or it was created?

10 MS. FANELLI: It was created, but I'll be
11 honest. There's a lot of little natural rivulets. But
12 this is certainly a section made.

13 Because what happens is -- you can't see it
14 from here. You see how this slope comes down and turns
15 here. We ended up picking up a lot of runoff that got
16 some velocity in it, and where the sand bags are, it
17 breached it.

18 It put enough -- it didn't let the water
19 pass through fast enough over top and washed out, and
20 there's enough of it and we had such -- the first one was
21 so much rain. The second one was just such a flash flood
22 that it gouged up here.

23 MS. SEGAL: Is there any erosion control
24 that needs to be taken out of the gully or are you just
25 going to leave it?

1 MS. FANELLI: Right now we are in
2 discussions with the Park Service and US Fish and
3 Wildlife on what they recommend are the next steps to
4 take. So we don't have a final plan for that.

5 This is the slope on the end of the month.
6 Since this time, that little road has been moved and it's
7 being worked out and the final erosion controls will be
8 in place.

9 So what we need to finish at this point is
10 the soil, making sure the soil is completely done and
11 putting sand in place.

12 We've got about half of the sand placed.
13 It was a little wet following the rains on Sunday night.
14 So they haven't finished placing the rest of it yet, but
15 they need to do that.

16 Install final erosion controls. They
17 basically have them on the slope and along the toe where
18 they're finished, but they're going to have more on the
19 top when they finish putting all the rest of the cover on
20 the top.

21 So there'll be some more up there, and
22 they're going to be putting temporary controls up there.

23 They've got about half of the curb and
24 gutters poured on the top deck, which has also been
25 another major help with the storm water controls, because

1 it directs it to drop inlets and it keeps it from
2 discharging down the slope.

3 The southern area above where you saw all
4 the netting and just south of the parking lot, just north
5 of the area next to the house, that area needs to be
6 finalized. So it needs some final contouring and cover
7 soil.

8 And then they can put in the asphalt
9 parking lot.

10 Once they do that, we can move to 8 and 9,
11 which I don't think is a big deal.

12 We're really hoping that they're going to
13 get the asphalt placed soon. We're looking at a lot of
14 weather from Thursday. So we may not actually be doing
15 any work out there for a week or so until the weather
16 settles.

17 They have to have dry weather to finish a
18 lot of the stuff because they need it dry to get
19 compaction on their soils and they need it dry to put
20 asphalt in.

21 They can pour concrete in the rain. They
22 are pouring concrete on the curbs and gutters tomorrow,
23 which -- it's not supposed to rain tomorrow, but they can
24 do a little bit of pouring in the rain, but it depends
25 how bad it is.

1 And that's why I have just a couple of
2 pictures on tree removals on fillsite 1 and landfill 2.
3 We gave the contractor, Professional Tree Care, the
4 notice to proceed in November.

5 Their first task was to take trees down
6 near Pop Hicks, landfill E and Quarry Trail to get the
7 temporary access road in, and they basically have got --
8 I think the temporary road in.

9 I haven't actually walked it. I have some
10 pictures here, but I think it's even further along.

11 And that's the only pictures I have done,
12 and as you know, we're working on the -- the RAP is still
13 hoping to do construction in the next spring and finalize
14 the data report and get that Draft RAP out.

15 Okay. So this is a little sign. We have
16 signs everywhere telling people about the roads are
17 closed, the trails are closed, and of course we have a
18 lot of trespassers, and so we do have I think two public
19 information coordinators out talking to people, shooing
20 them off the trail, showing them where the detours are.

21 We've done a lot of outreach. I know I
22 attended at least four public walks and a neighborhood
23 walk with folks.

24 We still have a lot of trespassers.
25 Hopefully they'll stop trespassing.

1 MS. NEWTON: Are they dog people?

2 MS. FANELLI: They're everyone. They're
3 bike riders. There's some dog people. They're people
4 that live and walk that way and want to keep walking that
5 way. You know, they're local.

6 So this is a picture of some of the trees
7 down at the end of the top of Pop Hicks.

8 This is at the far end of Pop Hicks as it's
9 starting -- where the temporary road's going to dump out.
10 These are some very large trees looking down.

11 Her's a picture -- you can see the house.
12 That's the apartment or the -- the apartment building at
13 the end of Quarry Road.

14 You know, it used to be all wooded there.
15 You can see this trail coming down. They're doing some
16 draining work on it.

17 Here as you know is another angle of it.
18 It's a little bit steep as it comes off of Quarry Trail
19 on to the land site.

20 MS. SEGAL: That's a trail?

21 MS. FANELLI: The trucks will be on it.

22 MS. SEGAL: Ultimately.

23 MS. FANELLI: It will be actually removed.
24 It's going to be a trail. It's in the alignment of part
25 of the Trust trail program, so a trail.

1 FACILITATOR KERN: Can you comment about
2 any protections on that bare soil whether -- with the
3 rains coming up?

4 MS. FANELLI: They have a requirement to
5 do a full slip. They have erosion controls out.

6 I have not personally walked it, so I can't
7 tell you what's there today, but they're -- they're
8 filing with NOY and did a whole compliance thing for the
9 project.

10 We do have construction oversight. The
11 statements we have for a third party engineer, CH2M
12 Hill like we do on landfill 10, and the same schedule, so
13 yes. We have erosion controls in place.

14 MR. YOUNGKIN: So there's no sensitive
15 habitat in this area?

16 MS. FANELLI: No. Not in this area. The
17 road is actually going in. There isn't any
18 contamination. It's from the trail to the top of the
19 landfill.

20 So special provisions have been made so
21 that they don't cut into the landfill when they bring the
22 road in.

23 MR. YOUNGKIN: There was just a UXO
24 concern, maybe?

25 MS. FANELLI: This is the area where the

1 mustard gas was found in the past. When we did our
2 coordination with the Army, the Army agreed to provide
3 UXO oversight full-time when we're doing this time.

4 So we have had UXO specialists out there
5 while we've been doing this work to observe and make sure
6 if anything is encountered, that it's not's not dangerous
7 and everybody responds appropriately.

8 If they found something, then they call out
9 the folks from Travis, obviously, to collect it, but
10 these guys that we have onsite are specialists in
11 recognizing it, because you and I may not recognize an
12 unexploded -- a mortar or whatever it happens to be.

13 MR. BOGGS: The only thing that would be
14 good -- and I don't know if they did this or not, but
15 the -- we actually walked the area prior to construction
16 in --

17 MS. FANELLI: They did do that. They
18 actually walked out with their metal detectors and
19 whatever they use to screen the areas, and then they're
20 also onsite.

21 MR. BOGGS: Is that where we have some of
22 those trenches where they actually found --

23 MS. FANELLI: That's right.

24 MR. BOGGS: -- mustard agent, and some of
25 those may be spent if they're in that area.

1 MS. FANELLI: And we're going to have the
2 same oversights from the Army when we actually excavate
3 landfill 2.

4 I don't believe they think there's any
5 issue with fillsite 1, which is the one closer to the
6 ballfield, but landfill 2 is an identified Army dump.

7 So there is concern that we could come
8 across unexploded ordinance.

9 That's also very close to where they found
10 the mortar about a year ago and set off. That was that
11 big boom that everybody heard.

12 It wasn't the Army setting it off. It was
13 the San Francisco bomb squad.

14 We've actually been working pretty closely
15 with the Army so we have a procedure, so we know how to
16 respond so we don't have to call the have the bomb squad
17 that tend to do those big explosions and making it
18 dangerous.

19 MS. BLUM: Based on the deluge that hit
20 landfill 10, are you comfortable with the measures taken
21 to secure land with the removal of trees in that area?
22 Because I know they're coming down the slope.

23 MS. FANELLI: Yeah, I am. The -- the high
24 intensity storm was somewhere between a hundred and a two
25 hundred year event. It was really unique, and we were

1 not set up, as Bob pointed out. We didn't have those --
2 those -- the curbs in.

3 We had that whole upper slope of the top
4 deck B lining right toward that southern end that caused
5 not only that high intensity volume, but it focused it
6 all in one small area.

7 Now the configuration, there's a really
8 small contribution to the watershed for that southern
9 drainage. Most of everything's going to come off and go
10 into the drop inlets instead of on the asphalt.

11 We have one of the heaviest dutiest fabric
12 on that landfill.

13 MS. BLUM: I'm really more concerned about
14 landfill 2 as we take out those trees.

15 MS. FANELLI: Oh, landfill 2.

16 MS. BLUM: It goes into down El Polin
17 Springs.

18 MS. FANELLI: When we get there to
19 landfill 2. We're certainly going to re-evaluate the
20 storm water controls and how they're deployed and then
21 they're going to work with the contractor to make sure
22 that next spring -- spring or winter, we don't suffer any
23 similar problems with the soil.

24 One of the key things for me in that is
25 getting started timely. I -- I think the biggest

1 contributor to some of our woes now is we actually got
2 into the field a couple months later than we wanted to,
3 and we underestimated the time it was going to take the
4 contractor to get done.

5 So there's a whole bunch of reasons why,
6 but I think one mitigating fact would have been if they
7 were in the field not in end of June, but at the end of
8 April. It could have made a big difference.

9 And so that's really I think key for us is
10 to make sure that we have a plan that gets us out of the
11 field timely and doesn't get us consist of trapped. So
12 we have a plan B, if you will.

13 I think that's my last picture -- oh. No.
14 Just some petroleum stuff. Same stuff as last time, and
15 lead-based paint.

16 MS. BLUM: 207/231 coordination.

17 MS. FANELLI: We're still trying to work
18 with Caltrans on that area. It's their contract 5 to
19 make sure we're being efficient. And lead-based paint.

20 Next year's activities. We're hopefully
21 going to be able to say we're done at Public Health
22 Services Hospital. We're hopefully going to have a Draft
23 RAP that's out and have initiated our remediation
24 construction documents.

25 Petroleum. Really, we're very close to

1 being done, except for 207/231. We have our -- the
2 unsubstantiated tanks. The tanks that we don't know if
3 they're real tanks, in priority group 8. We're hoping to
4 have that contractor on board and finish up that
5 documentation.

6 And we have the plan now. We have a
7 schedule on lead-based paint, we're working on that, so
8 we're trying to get those closure document out per that
9 schedule.

10 Oh, and I should say Nina had a little girl
11 on December 1st. So she's out of the office until March.

12 So I'm eating into your party time here. I
13 rushed through those last three slides.

14 FACILITATOR KERN: Any other questions for
15 Eileen?

16 Thanks very much.

17 MS. FANELLI: You're welcome.

18 FACILITATOR KERN: Denise, did you have
19 something that you wanted to say?

20 MS. TSUJI: You know, given the hour.
21 I'll be coming to your -- the first of the two Tuesday
22 meetings. I do plan to bring in and update to share with
23 you on what staff has been working on so you kind of have
24 an idea.

25 If you'd like copies of the comments -- I

1 know we post them on the web. It is my intent -- all our
2 comments that we mail to the Trust, we will begin posting
3 on our community website so that you'll have access to
4 that rather than having to bear -- go through it other
5 ways, like the server.

6 MS. FANELLI: Sharepoint.

7 MS. TSUJI: If you want to see what the
8 Department actually worked on and want more direct access
9 through the Department's website.

10 Our system does have e-mail notification,
11 so any time we upload anything on to the public website,
12 you can get an e-mail saying something's been uploaded.

13 Just basically look for the latest updates
14 that correspond to your e-mail date and you can find it.
15 If you'd like that, let me know and I'll get that
16 started.

17 MS. SEGAL: What is the public website,
18 please?

19 MS. TSUJI: It's at dtsc.ca.gov. If you
20 Google Envirostor, s-t-o-r, it will give you the direct
21 link to that part of our website.

22 MS. SEGAL: Thanks.

23 MS. TSUJI: Type in "Presidio." Because
24 we have two project managers now, right now landfill --
25 I'm writing all these numbers here. For landfill 1 --

1 no. Fillsite 1, landfill 2, if you look at Presidio with
2 an RS for Medi's initials, the documents associated with
3 that project will be associated with her -- her part of
4 the Presidio.

5 We're trying to figure out how to easily
6 have everybody figure out what documenting with what.
7 Right now this is a temporary patch. I can't convince
8 our data managers to give me more, more space.

9 But I would like to, you know, work with
10 you to figure out good ways for the Department to work
11 with you on the technical issues that we're working on.

12 Doug's come to our office a couple times to
13 talk about the investigation and data for fillsite 1,
14 landfill 2, and -- but we'd like to be able to have a
15 broader outreach with other community members, also, with
16 RAB members.

17 So we can do workshops, but I'm open to
18 that. At other meetings, we can always talk about it.

19 MS. BLUM: Would an e-mail list help you
20 with people that are interested in receiving your
21 updates?

22 MS. TSUJI: Yes.

23 MS. SEGAL: Jan started one.

24 FACILITATOR KERN: Anything, Bob?

25 MR. BOGGS: Well, I can add one quick

1 thing for landfill 10. Actually last week, we were out
2 there and did a bunch of trenching along the perimeter.

3 Because if you go out there, you'll see the
4 fence, and if you see the fence, there's concrete and
5 bricks and some asphalt. And so it looked like maybe the
6 landfill went further than our boundaries.

7 It turns out those were basically chunks
8 that rolled out there.

9 We did a bunch of trenching on the inside
10 of the trench. Several of the trenches had landfill
11 material on the landfill side. We had sand on the other
12 side.

13 The majority of them just had native --
14 native dune sand. So we were good there. There was only
15 one spot at the very, very northern end where the
16 landfill material was outside the little orange fence,
17 and that's a very easy fix at this point.

18 And so that was another little welcome find
19 from that investigation this week at landfill 10.

20 FACILITATOR KERN: Nice.

21 Thank you, everybody.

22 Are there any other questions for our
23 agency members?

24 Any new business this evening?

25 And action items, I guess we have to get

1 ready for the new year's party. It seems like an
2 important action.

3 MS. CHEEVER: We're going to get the
4 December 11th report, December 11th report that Julie
5 mentioned.

6 And then we'll be preparing for the new
7 year and trying to get more things going.

8 Are there any other items for the good of
9 the order tonight before we adjourn?

10 MR. KETCHAM: I always like to know, is
11 there any particular items to come up at the next
12 meeting, the meeting in January? We didn't plan any
13 specific reports or items to be covered.

14 FACILITATOR KERN: I would say right now,
15 we're in a kind of monitoring landfill 10 and the current
16 construction, and that will be early in the year,
17 something like the 12th I think of January. So I'm
18 trying to think out a little bit.

19 We may begin to discuss the fillsite 1,
20 landfill 2 issues coming up. Those are the primary
21 issues in front of us.

22 MR. KETCHAM: All right.

23 FACILITATOR KERN: Other items?

24 MS. BLUM: I'd like to suggest one, Doug.

25 FACILITATOR KERN: Yes.

1 MS. BLUM: And that would be an evaluation
2 of Baker Beach 2 after -- maybe sort of ongoing review of
3 storm conditions as they affect Baker Beach 2 facade.

4 MS. FANELLI: You mean 1.

5 MS. BLUM: Do I mean 1?

6 MS. FANELLI: Or 2A.

7 MS. BLUM: The one -- the big one that we
8 just finished.

9 FACILITATOR KERN: That was Baker Beach 1,
10 I guess. The one that had the --

11 MS. BLUM: Yeah, yeah, yeah.

12 FACILITATOR KERN: -- landslide type
13 thing.

14 MR. BOGGS: I can actually give you a
15 brief update.

16 The structural -- civil structural engineer
17 that assisted with that project, he's also assisting me
18 with 10, he was out at the end of last month, because we
19 were looking at the erosion that happened at 10, and we
20 also stopped by there, because of course he's concerned
21 with the settling and potential landslide there.

22 His conclusion then was from the little
23 storms we had -- you know, this was two storms that we
24 had, the 13th and 19th of October, so shortly after that,
25 all they did was fill in the cracks of the landfill.

1 So it didn't cause anything more
2 significant. He said the -- he wasn't expecting it yet.
3 It would be later in the year when the soil becomes more
4 saturated.

5 MS. BLUM: Okay.

6 MR. BOGGS: We are keeping an eye on that.
7 Our only major concern is if it becomes a significant
8 hazard in terms of there's two types of -- he explained
9 to me two types of landslides happening there.

10 There's one that's called -- more of a
11 sloughing, so it's just doing this massive state, and
12 that's what they want it to do, but there was a component
13 that was rotational, and that's what can cause big rocks
14 to release that would roll down to the beach and
15 potentially hurt people.

16 And so that's the one thing that we are
17 monitoring.

18 MS. SEGAL: Wasn't that replanted, as
19 well? How is the planting going that is supposed to be
20 done at this point?

21 MR. BOGGS: I don't think the very top was
22 planted yet.

23 MS. SEGAL: I thought they were.

24 MS. BLUM: I think the top surface was re-
25 vegetated a little bit, but the surface, the surface

1 close to the Pacific Ocean, that definitely is not
2 planted.

3 MR. BOGGS: And the upper portion is --
4 you can't get people on that slope. It's far too steep.

5 MS. BLUM: So I'll alter my request.
6 Maybe a quarterly report on Baker Beach 1 conditions.

7 FACILITATOR KERN: Okay.

8 MS. BLUM: Conditions.

9 FACILITATOR KERN: Anything else?
10 Then I recommend without objection that we
11 adjourn to the refreshments.

12 (The meeting concluded at 8:26 PM).

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1 STATE OF CALIFORNIA)

2 COUNTY OF SAN FRANCISCO)

3

4 I, the undersigned, hereby certify that the
5 discussion in the foregoing meeting was taken at the time
6 and place therein stated; that the foregoing is a full,
7 true and complete record of said matter.

7

8 I further certify that I am not of counsel or
9 attorney for either or any of the parties in the
10 foregoing meeting and caption named, or in any way
11 interested in the outcome of the cause named in said
12 action.

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17

IN WITNESS WHEREOF, I have
hereunto set my hand this
28th day of December,
2009.



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Mark I. Brickman CSR No. 5527

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